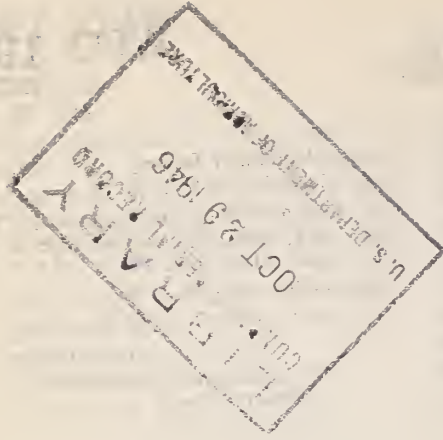


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WFO 22

AMDT. 4

SEPT. 4, 1945

DEPARTMENT OF AGRICULTURE

[WFO 22, Amdt. 4]

PART 1425—CANNED AND PROCESSED FOODS

CANNED VEGETABLES, CANNED FRUIT, AND
CANNED VEGETABLE AND FRUIT JUICES

The fulfillment of requirements for the defense of the United States will result in a shortage in the supply of processed fruits and processed vegetables for defense, for private account, and for export; and it is deemed necessary and appropriate in the public interest and to promote the national defense to amend War Food Order No. 22 (8 F.R. 2243), as amended, as follows:

1. By inserting after § 1425.1 (a) (6) thereof the following additional provision:

(7) "Wholesaler" means any person the larger volume of whose food business is the purchase and resale of food products, without materially changing their form, for distribution out of warehouses

to independent retail stores or to commercial, industrial, or institutional users.

2. By adding to the provisions in § 1425.1 (c) the following: "Each canner, processor, or wholesaler, to whom a copy of Census Form No. B-1305 or Census Form No. B-1310 is transmitted, shall correctly fill in and set forth all of the information called for by the respective form of report. The foregoing report, after having been correctly filled in by the respective person obligated to submit the report, shall be mailed to Department of Commerce, Bureau of the Census, by not later than the date specified in the respective form of report or in the letter, accompanying said form, transmitted to the respective canner, processor, or wholesaler by the Department of Commerce, Bureau of the Census."

The provisions of this amendment shall become effective at 12:01 a. m., e. w. t. September 4, 1945. With respect to

violations, rights accrued, liabilities incurred, or appeals taken under said War Food Order 22, as amended, prior to the effective time of the provisions hereof, the provisions of said War Food Order No. 22, as amended, in effect prior to the effective time hereof shall be deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with regard to any such violation, right, liability, or appeal.

NOTE: All reporting requirements of this order have been approved by, and subsequent reporting and record keeping requirements will be subject to the approval of, Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; E.O. 9577, 10 F.R. 8087)

Issued this 4th day of September 1945.

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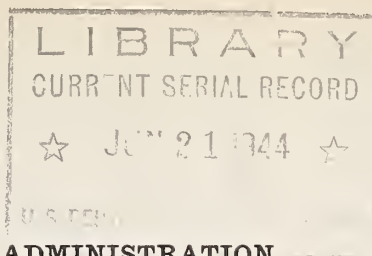
J. B. HUTSON,

Acting Secretary of Agriculture.

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U. S. DEPARTMENT OF AGRICULTURE



WAR FOOD ADMINISTRATION

[WFO 22-6, Amdt. 1]

PART 1425—CANNED AND PROCESSED FOODS

CANNED VEGETABLES, CANNED FRUITS, CANNED VEGETABLE JUICES, AND CANNED FRUIT JUICES REQUIRED TO BE SET ASIDE DURING 1944

War Food Order No. 22-6, 9 F.R. 4319 (formerly designated as Director Food Distribution Order No. 22-6, as issued by the Director of Food Distribution on February 11, 1944, 9 F.R. 1824), is amended to read as follows:

§ 1425.8 *Quota restrictions and allocations*—(a) *Definitions*. The definitions contained in War Food Order No. 22, as amended, 9 F.R. 4319 (formerly designated as Food Distribution Order No. 22, as originally issued by the Secretary of Agriculture on February 19, 1943, 8 F.R. 2243, and as amended, 8 F.R. 6397), shall, when used herein, have the same meaning as set forth in said War Food Order No. 22, as amended; and when used in this order, unless otherwise distinctly expressed or manifestly incompatible with the intent thereof:

(1) "Quota period" means, with respect to sauerkraut, the period from September 1, 1944, to August 31, 1945, both inclusive; and, with respect to all other commodities required to be set aside pursuant to this order, the period from January 1, 1944, to December 31, 1944, both inclusive.

(2) "Base period" means, with respect to sauerkraut, the period from September 1, 1941, to August 31, 1942, both inclusive; and, with respect to all other commodities required to be set aside pursuant to this order, the period from January 1, 1942, to December 31, 1943, both inclusive.

(3) "Base pack" means: (i) when applied to sauerkraut, the total amount, by net weight, of all types, styles, varieties, and grades, canned by the respective canner or processor during the base period; and (ii) when applied to each canned food, other than sauerkraut, listed in column A of table 1 attached hereto, and by this reference made a part of this order, one-half the total amount, by net weight, of all types, styles, varieties, and grades of such food canned by the respective canner or processor during the base period: *Provided*, That if the respective canner or processor canned any particular food, other than sauerkraut, listed in said column A of table 1 during only one of the two calendar years of the base period, his base pack for that food shall be his total pack, by net weight, of such food during the said calendar

year in which he canned the said food.

(b) *Applicability of this order*. The terms and conditions of this order shall be applicable to (1) all canned vegetables, canned fruits, canned vegetable juices, and canned fruit juices listed in said column A of table 1 which are packed during the quota period in any of the 48 States of the United States or the District of Columbia, and (2) all canned pineapple and canned pineapple juice which are packed during the quota period in the Territory of Hawaii.

(c) *Set-aside restrictions*. Each canner or processor who packs, during the quota period, any canned vegetable, canned fruit, canned vegetable juice, or canned fruit juice designated in said column A of table 1 shall, to the extent that the quantity so packed may be adequate, set aside and thereafter hold for sale and delivery to Government agency from his pack of each such product, for the quota period, a quantity equivalent to the quantity obtained by applying the percentage for the particular product listed in column D of table 1 against his base pack of that product. If the type, style, variety, or grade of the particular product is specified in the aforesaid table 1, the portion set aside shall, so far as available, be in the type, style, variety, and grade so specified; but other types, styles, varieties, or grades in the possession of a particular canner or processor as may be specified by the procuring Government agency shall be substituted to the extent that those specified in said table 1 have not been packed by such canner or processor. In the event a canner or processor is preparing to pack, during the quota period, any canned vegetable, canned fruit, canned vegetable juice, or canned fruit juice, listed in column A of said table 1, which he did not pack during the base period and for which unlimited tinplate is available under § 3270.31 of Conservation Order M-81, issued by the War Production Board on February 11, 1942, as amended (7 F.R. 947, 10321, 8 F.R. 14455, 9 F.R. 82, 5209), he shall so inform the Director by letter, and state therein the quantity of such product which he anticipates that he will pack; and such canner or processor shall set aside for sale and delivery to Government agency a portion of his pack of each such product for the quota period equivalent to the quantity obtained by applying the percentage for the particular product, listed in column D of table 1, against his total production of such product during the quota period.

(d) *When entire pack not set aside for Government agency*. (1) In the event a canner or processor packs any canned vegetable, canned fruit, canned vegetable juice, or canned fruit juice, listed in column A of table 1, for nongovernmental requirements as well as for Government agency, the portion of each such product required to be set aside by him for Government agency shall be set aside as follows: (i) At least two-thirds of the set-aside portion shall be taken from the first preference grade of the canned product, as specified in column F of table 1, to the extent that such preference grade is packed by the respective canner or processor but, if the quantity of the said first preference grade which is packed by such person is not sufficient to meet that requirement, the total quantity of such first preference grade shall be set aside for Government agency; (ii) To the extent that the quantity set aside for Government agency from the first preference grade in accordance with the provisions of (i) above may fail to complete his set-aside quota, he shall set aside from his production of the second preference grade of the canned product, as specified in column G of Table 1, such quantity to complete his set-aside quota but, if the quantity of said second preference grade packed by such person is not sufficient to complete such set-aside quota, the total quantity of such second preference grade shall be set aside for Government agency; and (iii) To the extent that the quantities set aside for Government agency from the first and second preference grades in accordance with the provisions of (i) and (ii) above may fail to complete his set-aside quota, he shall set aside from his production of his third preference grade of the canned product, as specified in column H of table 1, sufficient of such quantity to complete his set-aside quota as may be available: *Provided*, That, if there is an insufficient quantity of all three preference grades to complete his set-aside quota, he shall set aside from such other grades in his possession as may be designated by Government agency a quantity of such other grades sufficient to complete his set-aside quota to the extent that such other grades packed by him are available.

(2) In the event a canner or processor packs a canned product covered hereunder partly in tinplate containers and partly in glass containers, the portion to be set aside for Government agency from the several preference grades of such product in accordance with the provisions of (d) (1) hereof

shall be that which is packed in tinplate to the extent that the respective grades are so packed by such person; and the particular product packed by such person in glass containers shall be set aside from any such preference grade only in the event and to the extent necessary to meet any such deficiency when there is not enough of the respective product of that preference grade packed by such canner or processor in tinplate to meet the set-aside requirements for such grade.

(3) Within the limits of, and subject to the restrictions set forth in, (d) (1) and (2) hereof, a minimum of one-half and a maximum of two-thirds (except with the consent of the particular procuring Government agency) of the quota of any canned product for Government agency shall be set aside in the largest can size specified for that product in column I of table 1 to the extent that the product is packed by the respective canner or processor in such largest can size in the respective preference grades, and the remainder, if any, of the set-aside quota for the canned product shall be in the other can sizes, if any, specified in said column I of table 1: *Provided*, That the portion of the set-aside quantity of the canned product represented by the contingency reserve percentage for such product shown in column C of table 1 may, at the option of the particular canner or processor, be packed and set aside in any can size permitted under the aforesaid Conservation Order M-81, as amended.

(4) Each canner and each processor who, pursuant to the provisions of this order, is required to set aside any commodity listed in the aforesaid column A of table 1 shall be deemed to have met the set-aside requirements of this order if he sets aside the entire quantity of the respective commodity packed by him and in his possession on and after June 12, 1944, if such amount is not less than the quantity of the respective commodity required to be set aside by such person pursuant to the provisions of War Food Order No. 22-6 in effect prior to such date.

(e) *Reports.* (1) Each canner and each processor of sauerkraut shall complete Form FDA-685 with respect to sauerkraut canned by him during the base period and submit such completed form to the Director within 15 calendar days after the effective time hereof.

(2) The reports required by § 1425.1 (c) of War Food Order No. 22, as amended, shall be submitted on Form FDA-685. The reports shall be submitted to the Director within 15 calendar days after the completion of the pack.

(f) *Purchase, inspection, and specifications.* The Army of the United States is hereby allocated the quotas prescribed herein for Government agency, and the Army may purchase said quotas for its own account or the account of other Government agencies whenever it has agreed with such agencies to do so. The Army of the United States and the Office

of Distribution, respectively, are authorized to inspect and grade such canned foods pursuant to § 1425.1 (d) of War Food Order No. 22, as amended. The Army of the United States is authorized to issue specifications at any time with regard to the processing, packing, containers, container treatment, can marking, labeling, boxing, and strapping of such canned foods pursuant to § 1425.1 (b) (5) of War Food Order No. 22, as amended.

(g) *Provisions of War Food Orders No. 22-4, as amended, and 22-5, as amended, not affected.* The provisions of this order shall not be considered as rescinding or modifying the provisions of War Food Order No. 22-4, as amended (8 F.R. 6573, 11590, 9 F.R. 4319), or the provisions of War Food Order No. 22-5, as amended (8 F.R. 16097, 9 F.R. 2969, 4319).

(h) *Effective date.* This order shall become effective at 12:01 a. m., e. w. t., June 12, 1944. With respect to violations

of War Food Order No. 22-6, liabilities incurred, or appeals taken prior to the effective time of this amendment, said War Food Order No. 22-6 shall be deemed to be in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

NOTE.—All reporting requirements of this order have been approved by, and subsequent reporting and record-keeping requirements will be subject to the approval of, Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; WFO No. 22, as amended, 8 F.R. 2243, 6397, 9 F.R. 4319)

Issued this 9th day of June 1944.

LEE MARSHALL,
Director of Distribution.

TABLE 1—CANNED VEGETABLES, CANNED FRUITS, CANNED VEGETABLE JUICES, AND CANNED FRUIT JUICES

A	B	C	D	E	F	G	H	I
Product	Percentage of base pack			Type, style, variety (sequence does not denote preference)	Grade preferences			Can size
	Specific re-serve	Contingency reserve	Total (Cols. B & C)		First	Second	Third	
Apples.....	59	*6	65	Heavy pack.....	Standard.....	Fancy.....	.....	10.
Applesauce.....	20	*3	23	.....	Fancy.....	Standard.....	.....	10-2.
Apricots.....	*10	100	100	Halved, unpeeled.....	Choice.....	Standard.....	.....	10-2½.
Berries 1.....	68	*7	75	.....	Water pack.....	(2).....	.....	10.
Blueberries.....	68	*7	75	.....	Water pack.....	(2).....	.....	10.
Cherries R. S. P.....	*10	100	100	Water pack.....	Standard.....	.....	.....	10-2.
Fig.....	38	*4	42	Kadota.....	Choice.....	Fancy.....	.....	10-2½.
Fruit cocktail.....	68	*7	75	.....	Choice.....	Fancy.....	.....	10-2½.
Peaches.....	67	*7	74	Yellow clingstone halved or sliced.....	Choice.....	Top Std. 3.....	.....	10-2½.
.....	.....	.....	.....	Yellow freestone halved or sliced.....	Choice.....	Fancy.....	.....	10-2½.
Pears.....	71	*7	78	Bartlett, halved.....	Choice.....	Top Std. 3.....	Fancy.....	10-2½.
Pineapple.....	54	*6	60	Sliced, crushed, chunks, tidbits (except cocktail tidbits).....	Fancy.....	Choice.....	Std.....	10-2½-2.
Pineapple juice.....	57	*7	64	.....	Fancy.....	.....	.....	10-3 cyl.-2.
Asparagus.....	43	4	47	All green or culturally bleached.....	Fancy cut.....	Fancy spear.....	.....	10-2½-2.
Beans, Lima.....	56	6	62	Fresh.....	Extra Std.....	Top Std. 3.....	Fancy.....	10-2.
Beans, snap.....	47	5	52	Green, cut; Wax, cut.....	Extra Std.....	Top Std. 3.....	Fancy.....	10-2½-2.
Beets.....	49	5	54	Cut, quartered, diced, sliced.....	Fancy.....	Top Std. 3.....	.....	10-2½-2.
Carrots.....	145	5	150	Diced.....	Fancy.....	Top Std. 4.....	.....	10-2½-2.
Corn, Sweet 2.....	25	3	28	White, yellow, cream style, whole kernel.....	Fancy or extra Std.....	Top Std. 3.....	.....	10-2.
Peas.....	36	4	40	Alaska 3, 4 sieve; sweet 3-sieve and larger, ungraded.....	Extra Std.....	Top Std. 3.....	Fancy.....	10-2.
Pumpkin or squash.....	17	2	19	.....	Fancy.....	Top Std. 4.....	.....	2½.
Sauerkraut.....	36	0	36	.....	Fancy.....	Top Std. 4.....	.....	10-2½.
Spinach.....	48	5	53	.....	Fancy.....	Top Std. 4.....	.....	10-2½-2.
Tomatoes.....	43	4	47	.....	Extra Std.....	Top Std. 3.....	Fancy.....	10-2½-2.
Tomato catsup.....	48	5	53	.....	Fancy 29-33% solids.....	Fancy 25-29% solids or over.....	Fancy 25-29% solids.....	10-3 cyl. 2½-2 14 oz. glass or larger.
Tomato juice.....	60	6	66	.....	Fancy.....	.....	.....	10-3 cyl.-2.
Tomato puree.....	27	3	30	Heavy (minimum specific gravity—1.045).....	Fancy.....	.....	.....	10.
Tomato paste.....	26	3	29	.....	Fancy.....	.....	.....	10-2½-2-6 oz.

*Indicates that Government intends to purchase all of contingency reserve in addition to the specific reserve.
1 Blackberries, boysenberries, loganberries, youngberries only. Percentage applies to combined pack of these four varieties.

2 Syrup pack not desired.

3 Top standard means 70-74 inclusive as defined in terms of U. S. grades.

4 Top standard means 80-84 inclusive as defined in terms of U. S. grades.

5 Full inside enamel cans required. Number 10 cans to be used for whole kernel only.

War Food Administration,
Summary to WFO 22-6 Amendment 1.

Canners and processors are required to reserve for Government war requirements approximately 45 percent of the total pack of the 27 canned fruit and canned vegetable items included under Amendment 1 to War Food Order 22-6 (formerly FDO 22-6). The set aside with respect to the commodities other than sauerkraut listed in the order must be made from the quantities packed during the calendar year 1944. With respect to sauerkraut, the set aside is required to be made from the quantity packed during the period from September 1, 1944 to August 31, 1945, inclusive.

The amendment, which is effective at 12:01 a. m., EWT, June 12, 1944, includes in addition to sauerkraut, all of the items originally required to be set aside under War Food Order 22-6 as issued on February 11, 1944.

Although the reservation percentages have been increased for some items and reduced for others, the over-all Government requirements have not changed materially since the issuance of WFO 22-6 on February 11. Total Government requirements for the canned fruit items on February 11 were estimated as 36.4 million cases (basis 24/2½'s) as compared with the 35.6 million cases required under the amended order. Government requirements for the canned vegetable items under the original order amounted to 91.7 million cases (basis 24/2's) on February 11 and 86.2 million cases under the amendment. Total requirements for the 27 canned fruit and canned vegetable items included under the order have been reduced by 6.3 million cases. The changes in the requirements and reser-

vation percentages were necessary because some of the claimant agencies revised their estimated requirements and also it was found that some of the original estimates used for quantities packed during the "base period" had been miscalculated making the "base pack" appear larger than it actually was. In these cases it was necessary to raise some of the reservation percentages in the amended order.

Upon the basis of the revised information, the set-aside percentages were raised for apples, apricots, red sour pit cherries, fruit cocktail, peaches, Bartlett pears, lima beans, spinach, tomato juice, tomato puree, and tomato paste and reduced for applesauce, Kadota figs, pineapple, pineapple juice, asparagus, snap beans, beets, sweet corn, peas, pumpkin or squash, tomatoes and tomato catsup, while the percentages remain the same for all berries and for carrots. Since sauerkraut was not included in the original order, a set-aside percentage for this commodity appears in the amended order for the first time.

A canner or processor must base his set-aside requirements upon the total production of all of the plants operated by him in the base period, regardless of the number of plants operated by him at the present time, although the canner or processor may produce the quantity required to be set aside by him at any or all of his plants.

If a canner or processor does not pack enough of any commodity to meet his set-aside requirements, he will be deemed to be in compliance with the order if he sets aside his entire pack of that commodity. In the event a canner or processor is required to set aside a larger

quantity of a certain commodity under the amended order than he was required to set aside under WFO 22.6, as originally issued, he will be deemed to be in compliance with the order if he sets aside for the Government the total quantity of the commodity packed by him and in his possession after the effective time of this amendment, if such amount is not less than the quantity required to be set aside by him under the provisions of the order in effect prior to this amendment.

A canner or processor may determine the exact quantity he is required to set aside with respect to any commodity other than sauerkraut by applying the percentage listed for the respective commodity in the following table under the heading, "Total Reservation Percentages," to the average of the total quantities of that commodity which he packed during the calendar years 1942 and 1943. A canner or a processor may determine his set aside requirements for sauerkraut in the same manner as for the other commodities by taking the period from September 1, 1941 to August 31, 1942, inclusive, instead of the average for the calendar years 1942 and 1943, in calculating the quantity to be reserved. Another provision of the amended order requires all canners or processors to file a report 15 days after the completion of their packs with the Director of Distribution, War Food Administration. Form FDA-685 is required for this report.

Another provision permits the Army to purchase, inspect and name certain specifications for the items listed in the order.

All inquiries concerning WFO 22-6, Amendment 1, should be addressed to: War Food Administration, Office of Distribution, Fruit and Vegetable Branch, Washington 25, D. C., Ref.: WFO 22-6.

BASE PERIOD, RESERVATION PERCENTAGES AND 1944 NEEDS OF ITEMS UNDER WFO 22.6, AS AMENDED, WITH COMPARISONS FOR 1943

Canned product	Average 1942-43 production in millions of cases ¹	1944 reservation percentages (based on average 1942-43 production)			1944 needs				1943 needs			
					Government requirements		Civilian supplies ²		Government requirements		Civilian supplies ²	
		Specific percentages	Contingency percentages	Total reservation percentages	Based on percent of pack 1944	Million cases	Based on percent of pack 1944	Million cases	Based on percent of pack 1943	Million cases	Based on percent of pack 1943	Million cases
Apples	2.9	59	36	65	50.0	1.9	50.0	1.9	100.0	1.8		
Applesauce	2.8	20	33	23	16.2	.6	83.8	3.1	4.5	.1	95.5	1.9
Apricots	2.5	90	310	100	52.1	2.5	47.9	2.3	93.8	1.1	6.2	.1
Berries ³	.6	68	7	75	60.0	.3	40.0	.2	(⁴)	(⁴)	(⁴)	(⁴)
Blueberries	.3	68	7	75	66.7	.4	33.3	.2	(⁴)	(⁴)	(⁴)	(⁴)
Cherries R. S. P.	1.7	90	310	100	68.0	.7	32.0	.6	71.4	.4	28.6	.1
Figs, Kadota	.8	38	4	42	33.3	.3	66.7	.6	58.0	.5	42.0	.4
Fruit cocktail	5.6	68	7	75	60.0	4.2	40.0	2.8	43.7	2.4	56.3	3.2
Peaches	12.9	67	7	74	64.0	9.6	36.0	5.4	46.0	5.6	54.0	6.5
Pears (Bartlett)	5.3	71	7	78	68.3	4.1	31.7	1.9	63.6	2.9	36.4	1.6
Pineapple	9.6	54	36	60	49.2	5.8	50.8	6.0	38.6	4.1	61.4	6.4
Pineapple juice	6.5	57	7	64	56.0	4.2	44.0	3.3	28.6	1.7	71.4	4.3
Asparagus	4.0	43	4	47	39.0	1.7	61.0	2.7	34.1	1.4	65.9	2.7
Beans, Lima	2.2	56	6	62	40.0	1.3	60.0	1.7	30.0	.6	70.0	1.4
Beans, Snap	24.0	47	5	52	49.0	11.3	51.0	11.7	22.2	5.0	77.8	17.5
Beets	7.0	49	5	54	45.0	3.4	55.0	4.1	27.1	1.9	72.9	5.1
Carrots	2.6	145	5	150	54.0	3.8	46.0	3.2	65.2	1.5	34.8	.8
Corn, Sweet	30.4	25	3	28	25.0	7.5	75.0	22.5	16.6	4.8	83.4	24.2
Peas	36.1	36	4	40	39.0	12.9	61.0	20.1	18.9	6.7	81.1	28.7
Pumpkin or squash	2.2	17	2	19	16.0	.4	84.0	2.1	13.6	.3	86.4	1.9
Sauerkraut	⁶ 6.5	36	0	36	100.0	2.4	(⁷)	(⁷)	100.0	3.5	(⁷)	(⁷)
Spinach	8.5	48	5	53	41.0	4.1	59.0	5.9	42.9	3.0	57.1	4.0
Tomatoes	36.4	43	4	47	52.0	15.7	48.0	14.3	30.5	9.0	69.5	20.5
Tomato catsup	8.7	48	5	53	42.0	4.2	58.0	5.8	41.2	3.5	58.8	5.0
Tomato juice	24.2	60	6	66	52.0	14.6	48.0	13.4	41.2	9.9	58.8	14.1
Tomato puree	6.7	27	3	30	30.0	1.8	70.0	4.2	18.3	1.1	81.7	4.9
Tomato paste	4.1	26	3	29	24.0	1.1	76.0	3.4	23.3	1.0	76.7	3.3
Totals	255.1					121.8		143.6		70.6		159.3

¹ Pack figures used in calculating set aside percentages under amendment 1 to WFO 22.6. Cases based on 24 No. 2½ cans for fruits and 24 No. 2 cans for vegetables.

² "Civilian supplies" include a small quantity of canned fruits and vegetables procured by military post exchanges in the United States, ship stores, and others on the regular commercial market.

³ Indicates that Government intends to purchase all of contingency reserve in addition to the specific reserve.

⁴ Government received 300,000 cases or 30.1% of all berries including blueberries in 1943. Civilians received 700,000 cases or 69.9%.

⁵ Blackberries, boysenberries, loganberries, youngberries, and all other berries, except blueberries.

⁶ Includes 1941-42 (Sept. 1, 1941-Aug. 31, 1942) production used as base period for sauerkraut.

⁷ Although all supplies of canned sauerkraut are allocated for military purposes, unlimited supplies of bulk kraut will be available for civilians in bulk form only (wooden kegs and barrels); the same was true in 1943.

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WAR FOOD ADMINISTRATION

PART 1425—CANNED AND PROCESSED FOODS

[WFO 22-6, Amdt. 2]

CANNED VEGETABLES, CANNED FRUITS, CANNED VEGETABLE JUICES, AND CANNED FRUIT JUICES REQUIRED TO BE SET ASIDE DURING 1944

War Food Order No. 22-6, as amended (9 F.R. 1824, 4321, 4319, 6497), is further amended as follows:

1. By deleting Table 1 attached thereto and inserting, in lieu thereof, Table 1 attached hereto.

2. By deleting the provisions of § 1425.8 (d) (4) and inserting, in lieu thereof, the following:

(4) Each canner and each processor who, pursuant to the provisions of this order, is required to set aside any commodity listed in the aforesaid column A of Table 1 shall be deemed to have met the set-aside requirements of this order if he sets aside the entire quantity of the respective commodity packed by him and in his possession on and after September 3, 1944, if such amount is not less than the quantity of the respective commodity required to be set aside by such person pursuant to the provisions of War Food Order No. 22-6, as amended, in effect prior to such date.

This order shall become effective at 12:01 a. m., e. w. t., September 3, 1944. With respect to violations, rights accrued, liabilities incurred, or appeals taken under said War Food Order No. 22-6, as amended, prior to the effective time of the provisions hereof, the provisions of said War Food Order No. 22-6, as amended, in effect prior to the effective time hereof shall be deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with regard to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; WFO 22, as amended, 8 F.R. 2243, 6397, 9 F.R. 4321, 4319)

Issued this 2d day of September 1944.

C. W. KITCHEN,
Acting Director of Distribution.

TABLE 1—CANNED VEGETABLES, CANNED FRUITS, CANNED VEGETABLE JUICES, AND CANNED FRUIT JUICES

A	B	C	D	E	F	G	H	I
Product	Percentage of base pack			Type, style variety (sequence does not denote preference)	Grade preferences			Can size
	Specific reserve	Contingency reserve	Total (Cols. B and C)		First	Second	Third	
Apples	60	*6	66	Heavy pack	Standard	Fancy		10.
Applesauce	24	*3	27		Fancy	Standard		10-2.
Apricots	90	*10	100	Halved, unpeeled.	Choice	Standard		10-2½.
Berries ¹	68	*7	75		Waterpack	(2)		10.
Blueberries	68	*7	75		Waterpack	(2)		10.
Cherries R. S. P.	90	*10	100	Waterpack	Standard			10-2.
Fig	38	*4	42	Kadota	Choice	Fancy		10-2½.
Fruit cocktail	71	*7	78		Choice	Fancy		10-2½.
Peaches	69	*7	76	Yellow clingstone halved or sliced.	Choice	Top Standard ³		10-2½.
				Yellow freestone halved or sliced.	Choice	Fancy		10-2½.
Pears	73	*7	80	Bartlett, halved.	Choice	Top Standard ³	Fancy	10-2½.
Pineapple	55	*6	61	Sliced, crushed, chunks, tidbits (except cocktail tidbits).	Fancy	Choice	Std.	10-2½-2.
Pineapple juice	59	*7	66		Fancy			10-3 cyl.-2.
Asparagus	43	4	47	All green or culturally bleached.	Fancy cut	Fancy spear		10-2½-2.
Beans, Lima	56	6	62	Fresh	Extra Standard	Top Standard ³	Fancy	10-2.
Beans, snap	47	5	52	Green, cut; Wax, cut.	Extra Standard	Top Standard ³	Fancy	10-2½-2.
Beets	49	5	54	Cut, quartered, diced, sliced.	Fancy	Top Standard ⁴		10-2½-2.
Carrots	145	5	150	Diced	Fancy	Top Standard ⁴		10-2½-2.
Corn, sweet ⁵	25	3	28	White, yellow, cream style, whole kernel.	Fancy or extra Standard.	Top Standard ³		10-2.
Peas	36	4	40	Alaska ³ , 4 sieve; sweet 3-sieve and larger; ungraded.	Extra Standard	Top Standard ³	Fancy	10-2.
Pumpkin or squash.	17	2	19		Fancy	Top Standard ⁴		2½.
Sauerkraut	34	0	34		Fancy	Top Standard ⁴		10-2½.
Spinach	48	5	53		Fancy	Top Standard ⁴		10-2½-2.
Tomatoes	43	4	47		Extra standard	Top standard ³	Fancy	10-2½-2.
Tomato catsup	48	5	53		Fancy 29-33 percent solids.	Fancy 33 percent solids or over.	Fancy 25-29 percent solids.	10-3 cylinder. 2½-2. 14 ounce glass or larger. ⁴
Tomato juice	60	6	66		Fancy			10-3 cyl.-2.
Tomato puree	27	3	30	Heavy (minimum specific gravity—1.045).	Fancy			10.
Tomato paste	26	3	29		Fancy			10-2½-2-6 ounces.

*Indicates that Government intends to purchase all of contingency reserve in addition to the specific reserve.

¹ Blackberries, boysenberries, loganberries, youngberries only. Percentage applies to combined pack of these four varieties.

² Syrup pack not desired.

³ Top standard means 70-74 inclusive as defined in terms of U. S. grades.

⁴ Top standard means 80-84 inclusive as defined in terms of U. S. grades.

⁵ Full inside enamel cans required. Number 10 cans to be used for whole kernel only.

War Food Administration, Summary to WFO-22.6 Amendment 2.

Increases in the set-aside percentages of seven canned fruits and canned fruit products, and a reduction in the quantity of canned sauerkraut which packers are required to reserve for government purchases, were announced by the War Food Administration.

Canned apples have been increased from 65 to 66 percent; applesauce from 23 to 27 percent; fruit cocktail from 75 to 78 percent; peaches from 74 to 76 percent; pears from 78 to 80 percent; pineapple from 60 to 61 percent; and pineapple juice from 64 to 66 percent. Canned sauerkraut has been reduced from 36 to 34 percent. These changes, effective September 3, 1944, are contained

in an amendment to War Food Order 22-6, which requires packers to set aside a percentage of the base pack (1942-43 average) of certain canned fruits and vegetables. Set-aside percentages for the other canned fruits and vegetables under the order are unchanged.

Since the increases will come from greater production in most of the 7 canned fruits and fruit products, civilian

supplies of these commodities are not expected to be changed materially by the amendment. A slight increase in government requirements is reflected since last June 12 when the order was last amended. Current preliminary estimates indicate that the government agencies will require 36.9 million cases (24 2½'s), or about 59.6 percent of the canned fruits and fruit juices packed under the order during the 1944-45 fiscal year. This compares with an estimate of 35.6 million cases as of June 12 and 36.4 million cases February 11. Current canned vegetable estimates for government agencies during the same period are 88.8 million cases (24 2's) or about

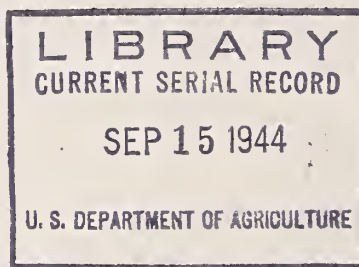
42 percent of the 1944 pack, as compared with 86.2 million cases as of June 12, and 91.7 million cases February 11.

The 1944 pack of apples under the order is estimated at 3.8 million cases as compared with 2.9 million cases for the base period (1942-43) average; 1944 pack of applesauce 3.7 million cases compared with 2.8 million cases for the base period average; 1944 pack of fruit cocktail 6.5 million cases compared with 5.6 million cases for the base period average; 1944 pack of peaches 16.0 million cases compared with 12.9 million cases for the base period average; 1944 pack of pears 5.5 million cases as compared with 5.3 million cases for the base period average; 1944 pack of pineapple 10.0 million cases

compared with 9.6 million cases for the base period average; and the 1944 pack of pineapple juice 6.5 million cases compared with the same amount for the base period average. The 1944 production of canned sauerkraut is estimated at 2.4 million cases compared with 7.2 million cases during the period September 1, 1941 to August 31, 1942.

Current estimates indicate a 1944 pack of 61.9 million cases of canned fruit and canned fruit juices under the order as compared with a base pack of 51.5 million cases; and 202.8 million cases of canned vegetables and vegetable juices under the order as compared with a base pack of 204.3 million cases.

GPO—WFA 126—p. 2



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WAR FOOD ADMINISTRATION

[WFO 22-7]

PART 1425—CANNED AND PROCESSED FOODS

CANNED CITRUS FRUIT AND CANNED CITRUS FRUIT JUICES

Pursuant to the authority vested in me by War Food Order No. 22, as amended (8 F.R. 2243, 6397, 9 F.R. 4321, 4319), it is hereby ordered as follows:

§ 1425.9 *Quota restrictions and allocations*—(a) *Definitions*. (1) "Quota period" means the period from December 1, 1944, to November 30, 1945, both dates inclusive, in California; and the period from August 1, 1944, to July 31, 1945, both dates inclusive, in States other than California.

(2) "Base period" means (i) with respect to grapefruit juice, orange juice, and orange juice and grapefruit juice blended, packed in California, the period commencing on December 1, 1943, and ending on November 30, 1944; and with respect to grapefruit juice, orange juice, and orange juice and grapefruit juice blended, packed in States other than California, the period commencing on August 1, 1943, and ending on July 31, 1944; (ii) with respect to grapefruit segments packed in California, the period commencing on December 1, 1941, and ending on November 30, 1942; and with respect to grapefruit segments packed in States other than California, the period commencing on August 1, 1941, and ending on July 31, 1942.

(3) "Canned citrus fruit and canned citrus fruit juices" means the canned citrus fruit and canned citrus fruit juices listed in Column A of Table I, attached hereto and by this reference made a part hereof.

(4) Each term defined in War Food Order No. 22, as amended, shall, when used herein, have the same meaning as set forth for such term in said War Food Order No. 22, as amended.

(b) *Quota restrictions*. Each canner of canned citrus fruit and canned citrus fruit juices shall set aside, in the manner and quantities hereinafter specified, and thereafter hold for delivery to Government agencies, canned citrus fruit and canned citrus fruit juices, respectively, packed by such canner at any time during the quota period. The quantity of canned citrus fruit and canned citrus fruit juices to be set aside from each canner's pack of each such product packed during the quota period shall be computed by applying the percentage specified therefor in Column B of said Table I against the respective canner's total pack of the respective product during the base period, including his pack in metal and glass containers. If the type, style, variety, and grade of any such canned citrus fruit or canned citrus fruit juices are specified in said Table I, such commodities shall be in the type, style, variety, and grade so specified; but other types, styles, varieties, and grades shall be substituted to the extent that those specified in said Table I are not packed. In the event a canner is preparing to pack, during the quota period, any

canned citrus fruit or canned citrus fruit juice listed in Column A of said Table I, which he did not pack during the base period, such canner shall so inform the Director by letter, stating the anticipated quantities to be packed; and such canner shall set aside, and thereafter hold for delivery to Government agencies, a quantity determined by applying the percentage set forth in Column B of said Table I against the canner's total pack during the quota period of each such canner's citrus fruit or canned citrus fruit juice, respectively. In the event a canner does not pack, during the quota period, a quantity of any product designated in Column A of said Table I which is sufficient to meet the set-aside requirements for the respective product for such quota period, the respective canner shall be deemed to be in compliance with the set-aside provisions of this order with regard to the respective product if he sets aside the entire quantity of such product which is packed by him during the quota period.

(c) *Applicability of order*. Canned citrus fruit and canned citrus fruit juices not mentioned in said Table I are not required to be set aside pursuant to the provisions hereof. The provisions of this order shall apply only to canned citrus fruit and canned citrus fruit juices packed in any of the 48 States of the United States or the District of Columbia.

(d) *When entire pack not set aside for Government agencies*. In the event the provisions hereof do not require a canner to set aside his entire pack of any canned citrus fruit or canned citrus fruit juice specified in Column A of said Table I, the portion of each such product required to be set aside by him for Government agencies shall be set aside as follows: (1) At least two-thirds of the set-aside portion shall be taken from the first preference grade of the canned product, as specified in Column D of Table I, to the extent that such preference grade is packed by the respective canner, but, if the quantity of the said first preference grade which is packed by such person is not sufficient to meet that requirement, the total quantity of such first preference grade shall be set aside for Government agencies; (2) to the extent that the quantity set aside for Government agencies from the first preference grade in accordance with the provisions of (1) above may fail to complete his set-aside quota, he shall set aside from his production of the second preference grade of the canned product, as specified in Column E

of Table I, such quantity to complete his set-aside quota but, if the quantity of said second preference grade packed by such person is not sufficient to complete such set-aside quota, the total quantity of such second preference grade shall be set aside for Government agencies; and (3) to the extent that the quantity set aside for Government agencies from the first and second preference grades in accordance with the provisions of (1) and (2) above may fail to complete his set-aside quota, he shall set aside from his production of his third preference grade, of any, of the canned product, as specified in Column F of Table I, sufficient of such quantity to complete his set-aside quota as may be available.

(e) *Reports*. The reports required by § 1425.1 (c) of War Food Order No. 22, as amended, shall be submitted on Form FDA-685. The reports shall be submitted to the Director within 15 days after the completion of the pack.

(f) *Purchase, inspection, and specifications*. The quantities of canned citrus fruit and canned citrus fruit juices set aside for Government agencies pursuant to the provisions hereof are hereby allocated to the Army of the United States, and the said Army may purchase such set-aside commodities for its own account, or for the account of other Government agencies whenever it has agreed with such agencies to do so. The Army of the United States and the Office of Distribution of the War Food Administration, respectively, are authorized to inspect and grade such canned foods pursuant to § 1425.1 (d) of said War Food Order No. 22, as amended. The Army of the United States is authorized to issue specifications at any time with regard to the processing, packing, containers, container treatment, can marking, labeling, boxing, and strapping of such canned foods pursuant to § 1425.1 (b) (5) of said War Food Order No. 22, as amended.

(g) *Effective date*. This order shall become effective at 12:01 a. m., e. w. t., October 9, 1944.

NOTE: All reporting requirements of this order have been approved by, and subsequent reporting and record-keeping requirements will be subject to the approval of, Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; WFO 22, as amended, 8 F.R. 2243, 6397, 9 F.R. 4321, 4319)

Issued this 7th day of October 1944.

LEE MARSHALL,
Director of Distribution.

TABLE 1—CANNED CITRUS FRUIT AND CANNED CITRUS FRUIT JUICES

A	B	C	D	E	F	G
Product	Percentage	Type, style, variety (sequence does not denote preference)	Grade preferences			Can size (sequence denotes preference)
			First	Second	Third	
Grapefruit	58	Segments	Fancy	Choice	Broken	2.
Grapefruit juice	39	Sweetened or unsweetened	Fancy	Standard		10-3 cyl.-2.
Orange juice	30	Sweetened or unsweetened	Fancy	Standard		10-3 cyl.-2.
Orange juice and grapefruit juice blended.	32	Sweetened or unsweetened (50 percent orange and 50 percent grapefruit).	Fancy	Standard		10-3 cyl.-2.

War Food Administration,
Summary to WFO-22.7.

The War Food Administration has announced the quantities of canned citrus products which canners will be required to set aside from the 1944-45 packs to meet Government requirements.

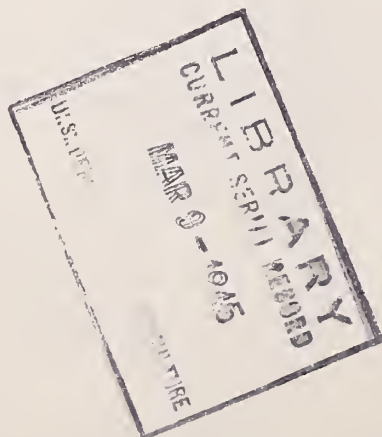
Under War Food Order No. 22.7, effective Oct. 9, 1944, quantities of single-strength citrus juices equivalent to the following percentages of the 1943-44 pack will be required: grapefruit juice, 39 percent; orange juice, 30 percent; and blended (grapefruit and orange) juice, 32 percent.

Set-aside requirements for grapefruit segments will be the equivalent of 58 percent of the 1941-42 pack. The 1941-42 season is continued as the base period for grapefruit segments because that is the last season in which there were no restrictions on the packing of the product. Only enough tin has been allocated this year to pack the set-aside stocks. Therefore, for the third successive season, none will be available to U. S. civilians.

Tin for canning single-strength citrus juices is limited this season to 100 percent of the quantity used during the 1943-44 season, but it is expected that

some 26,500,000 cases of juice will be available for civilian consumption from the 1944-45 pack. That is slightly less than the quantity available to the civilians from last year's pack and is approximately 65 percent of the anticipated 40,500,000 case 1944-45 production. Government requirements for single-strength citrus juices this year are only slightly greater than those of last year.

WFO 22.7 provides that a processor whose 1944-45 pack of any of the four products is smaller than his set-aside requirements will be in compliance if he sets aside his entire production of the product.



WAR FOOD ADMINISTRATION

[WFO 22-7, Amdt. 1]

PART 1425—CANNED AND PROCESSED FOODS
CANNED CITRUS FRUIT AND CANNED CITRUS
FRUIT JUICES

War Food Order No. 22-7, as amended (9 F.R. 12333, 10 F.R. 103), is hereby further amended as follows:

1. By deleting the provisions of § 1425.9 (a) (2) and inserting in lieu thereof, the following:

(2) "Base period" means (i) with respect to grapefruit juice, orange juice, and orange juice and grapefruit juice blended, packed in California, the period commencing on December 1, 1943, and ending on November 30, 1944; and with respect to grapefruit juice, orange juice, and orange juice and grapefruit juice blended, packed in States other than California, the period commencing on August 1, 1943, and ending on July 31, 1944; (ii) with respect to grapefruit segments packed in California, the period commencing on December 1, 1944, and ending on November 30, 1945; and with respect to grapefruit segments packed in States other than California, the period

commencing on August 1, 1944, and ending on July 31, 1945.

2. By adding the figure "(1)" immediately after the heading "Quota restrictions." in § 1425.9 (b), and further, by adding, at the end of the provisions in said § 1425.9 (b) (1) a new paragraph reading as follows:

(2) Each canner who, pursuant to the provisions of this order, is required to set aside any commodity listed in Column A of said Table 1 shall be deemed to have met the set-aside requirements of this order if he sets aside the entire quantity of the respective commodity which is in his possession on February 17, 1945, plus the quantity of such commodity which he packs during the remainder of the quota period after February 16, 1945, even though such amount is less than the quantity of the respective commodity required to be set aside by the provisions of this order: *Provided*, That any such quantity shall be equal to or greater than the quantity of such commodity which the canner was required to set aside by the provisions of this order in effect prior to February 17, 1945.

3. By deleting from Column B of Table 1 the figures "58", "39", "30", and "32" and inserting, in lieu thereof, the figures "100", "41", "56", and "49", respectively.

The provisions of this amendment shall become effective at 12:01 a.m. e. w. t., February 17, 1945. With respect to violations, rights accrued, liabilities incurred, or appeals taken under said War Food Order No. 22-7, as amended, prior to the effective time of the provisions hereof, the provisions of the said War Food Order No. 22-7, as amended, in effect prior to the effective time hereof shall be deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; WFO 22, as amended, 8 F.R. 2243, 6397, 9 F.R. 4321, 4319, 9584, 10 F.R. 103)

Issued this 16th day of February 1945.

H. E. REED,

Acting Director of Marketing Services.

For Trade and Summary.

*Canned Citrus Juice Set Aside Under
WFO 22-7 Increased.*

WASHINGTON, February 16, 1945.

The War Food Administration has increased the quantities of canned citrus juices required to be set aside (under War Food Order 22-7) from the current pack, and announced that individual canners who contract with the Government for delivery of the required quota may file application for release from provisions of the emergency order—WFO 122—issued in January.

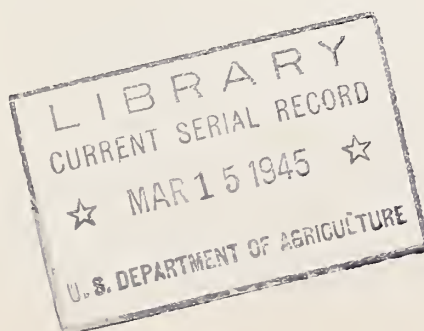
The new set aside percentages under WFO 22-7, based on last year's pack, are as follows: grapefruit juice, 41 percent—increased from 39; orange juice, 56 percent—increased from 30; and blended (orange and grapefruit) juice, 49 percent—increased from 32.

WFO 122 Prohibits the sales, shipment or delivery of these canned juices produced in Florida and Texas except to the Armed Services. When an individual canner, however, has contracted with the Government for the required quantities under WFO 22-7, he may file an application with the Order Administrator, WFO 122, War Food Administration, Washington 25, D. C., for release from the provisions of WFO 122. Since the emergency order was issued in January, civilian supplies have been drawn from stocks already in commercial outlets.

Measured in terms of the current (1944-45 season) estimated pack, the new set aside percentage under WFO 22-7 will be 51 percent (10.8 million cases) for grapefruit juice; 45 percent (4.5 million cases) for orange juice; and

43 percent (3 million cases) for blended juice. Estimated total 1944-45 packs are 21 million cases of grapefruit juice; 10 million cases of orange juice; and 7 million cases of blended juice. These compare with 26, 8 and 6 million cases respectively last year.

The only other change made in WFO 22-7 by the current amendment to the order is the designation of a new base period and set aside percentage for grapefruit segments, the entire production of which is set aside to meet military needs. The original order required 58 percent set aside based on the 1941-42 pack; and the amended order requires 100 percent based on the current (1944-45) pack. Since the production this year will not meet even military requirements, none will be available to civilians.



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WAR FOOD ADMINISTRATION
JAN 9 1945

WFO 22-8
JAN. 27, 1945

[WFO 22-8]

PART 1425—CANNED AND PROCESSED FOODS
CANNED FRUITS, AND CANNED FRUIT JUICES,
REQUIRED TO BE SET ASIDE DURING 1945

Pursuant to the authority vested in me by War Food Order No. 22, as amended (8 F.R. 2243, 6397, 9 F.R. 4321, 4319, 9584, 10 F.R. 103), it is hereby ordered as follows:

§ 1425.12 *Quota restrictions and allocations*—(a) *Definitions*. (1) Each term defined in War Food Order No. 22, as amended, shall, when used herein, have the same meaning as set forth for such term in said War Food Order No. 22, as amended.

(2) "Quota period" means, with respect to all commodities required to be set aside pursuant to this order, the period from January 1, 1945, to December 31, 1945, both inclusive.

(3) "Base period" means, with respect to all commodities required to be set aside pursuant to this order, the period from January 1, 1943, to December 31, 1944, both inclusive.

(4) "Base pack" means, when applied to each canned food listed in Column A of Table I, which table is attached hereto and is by this reference made a part of this order, one-half the total amount by net weight, of all types, styles, varieties, and grades of such food canned by the respective canner during the base period: *Provided*, That, if the respective canner canned any particular food listed in said Column A of Table I during only one of the two calendar years of the base period, his base pack for that food shall be his total pack, by net weight, of such food during the said calendar year of the base period in which he canned the said food. In the event a canner has no base pack for any commodity covered under this order, the set-aside percentage prescribed for such commodity shall be applied against his production thereof for the quota period, in the manner prescribed in paragraph (c) hereof.

(b) *Applicability of this order*. The terms and conditions of this order shall be applicable to (i) all canned fruits, and all canned fruit juices, listed in said Column A of Table I which are packed during the quota period in any of the 48 States of the United States or the District of Columbia, and (ii) all canned pineapple and canned pineapple juice which are packed during the quota period in the Territory of Hawaii.

(c) *Set-aside restrictions*. Each canner who packs, during the quota period, any canned fruit, or any canned fruit juice, designated in said Column A of Table I, shall, to the extent that the quantity so packed may be adequate, set aside and thereafter hold for sale and delivery to Government agency from his pack of each such product for the quota period a quantity equivalent to the quantity obtained by applying the percentage for the particular product listed in Column D of said Table I against his base

pack of that product: *Provided*, however, That, in the event the pack of any canner of any such product for the quota period is twice as great, or more than twice as great, as his base pack of such product, then such percentage shall be applied against his pack of that product for the quota period. If the type, style, variety, or grade of the particular product is specified in the aforesaid Table I, the portion set aside shall, so far as available, be in the type, style, variety, and grade so specified; but other types, styles, varieties, or grades in the possession of a particular canner as may be specified by the procuring Government agency shall be substituted to the extent that those specified in said Table I have not been packed by such canner. In the event a canner is preparing to pack, during the quota period, any canned fruit, or any canned fruit juice, listed in said Column A of Table I, which he did not pack during the base period, he shall so inform the Director by letter, and he shall state therein the quantity of such product which he anticipates that he will pack; and such canner shall set aside for sale and delivery to Government agency a portion of his pack of each such product for the quota period equivalent to the quantity obtained by applying the percentage for the particular product, listed in Column D of said Table I, against his total production of such product during the quota period.

(d) *When entire pack not set aside for Government agency*. (1) In the event a canner packs any canned fruit, or any canned fruit juice, listed in said Column A of Table I, for nongovernmental requirements as well as for Government agency, the portion of each such product required to be set aside by him for Government agency shall be set aside as follows: (i) At least two-thirds of the set-aside portion shall be taken from the first preference grade of the canned product, as specified in Column F of said Table I, to the extent that such first preference grade is packed by the respective canner, but, if the quantity of the said first preference grade which is packed by such canner is not sufficient to meet that requirement, the total quantity of such first preference grade shall be set aside for Government agency; (ii) to the extent that the quantity set aside for Government agency from the first preference grade in accordance with the provisions of (i) above may fail to complete his set-aside quota, he shall set aside from his production of the second preference grade of the canned product, as specified in Column G of said Table I, such quantity as is necessary to complete his set-aside quota, but, if the quantity of said second preference grade packed by such person is not sufficient to complete such set-aside quota, the total quantity of such second preference grade shall be set aside for Government agency; and (iii) to the extent that the quantities set aside for Government agency from the first and second prefer-

ence grades in accordance with the provisions of (i) and (ii) above may fail to complete his set-aside quota, he shall set aside from his production of his third preference grade, if any, of the canned product, as specified in Column H of said Table I, sufficient of such quantity to complete his set-aside quota as may be available: *Provided*, That, if there is an insufficient quantity of all three preference grades to complete his set-aside quota, he shall set aside from such other grades in his possession as may be designated by Government agency sufficient of such quantity to complete his set-aside quota as may be available.

(2) In the event a canner packs a canned product covered hereunder partly in tinplate containers and partly in glass containers, the portion to be set aside for Government agency from the several preference grades of such product in accordance with the provisions of (d) (1) hereof shall be that which is packed in tinplate to the extent that the respective grades are so packed in tinplate by such canner; and the particular product packed by such canner in glass containers shall be set aside from any such first preference grade only in the event and to the extent necessary to meet any such deficiency when there is not enough of the respective product of that preference grade packed by such canner in tinplate to meet the set-aside requirements for such grade.

(3) Within the limits of, and subject to the restrictions set forth in (d) (1) and (2) hereof, and to the extent such quantity is available from the particular canner's pack, a minimum of one-third and a maximum of two-thirds (except with the consent of the particular procuring Government agency) of the quota of any canned product for Government agency shall be set aside in the largest can size specified for that product in Column I of said Table I to the extent that the product is packed by the respective canner in such largest can size in the respective preference grades, and the remainder, if any, of the set-aside quota for such canned product shall be in the other can sizes, if any, specified in Column I of said Table I: *Provided*, That the portion of the set-aside quantity of the canned product represented by the contingency reserve percentage for such product shown in Column C of said Table I may, at the option of the particular canner, be packed and set aside in any can size which he may have available.

(4) Each canner who, pursuant to the provisions of this order, is required to set aside any commodity listed in said Column A of Table I shall be deemed to have met the set-aside requirements of this order if he sets aside the entire quantity of the respective commodity which is in his possession on the effective date of this order plus the quantity of such commodity which he packs during the quota period after this order becomes effective, even though such amount is

less than the quantity of the respective commodity required to be set aside by the provisions of this order.

(e) *Reports.* The reports required by § 1425.1 (c) of War Food Order No. 22, as amended, shall be submitted on form OMS 140 (formerly FDO 685). The reports shall be submitted to the Director within 15 calendar days after the completion of the pack.

(f) *Purchase, inspection, and specifications.* The Army of the United States is hereby allocated the quotas prescribed herein for Government agency, and the Army may purchase said quotas for its own account or the account of other Government agencies whenever it has agreed with such agencies to do so. The Army and the Office of Marketing Services, re-

spectively, are authorized to inspect and grade such canned foods pursuant to § 1425.1 (d) of War Food Order No. 22, as amended. The Army is further authorized to issue specifications at any time with regard to the processing, packing, containers, container treatment, can marking, labeling, boxing, and strapping of such canned foods pursuant to § 1425.1 (b) (5) of War Food Order No. 22, as amended.

(g) *Provisions of War Food Orders Nos. 22-4, as amended, and 22-6, as amended, not affected.* The provisions of this order shall not be considered as rescinding or modifying the provisions of War Food Order No. 22-4, as amended (8 F.R. 6573, 11590, 10 F.R. 103), or the provisions of War Food Order No. 22-6,

as amended (9 F.R. 1824, 6497, 10 F.R. 103).

(h) *Effective date.* This order shall be effective as of 12:01 a. m., e. w. t., January 30, 1945.

NOTE: All reporting requirements of this order have been approved by, and subsequent reporting and record-keeping requirements will be subject to the approval of, Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; WFO No. 22, as amended, 8 F.R. 2243, 6397, 9 F.R. 4321, 4319, 9584, 10 F.R. 103)

Issued this 27th day of January 1945.

C. W. KITCHEN,
Acting Director of Marketing Services.

TABLE I—CANNED FRUITS AND CANNED FRUIT JUICES

A	B	C	D	E	F	G	H	I
Product	Percentage of base pack			Type, style variety (sequence does not denote preference)	Grade preference			Can size
	Specific reserve	Contingency reserve	Total (Cols. B and C)		First	Second	Third	
Apples.....	67	*8	75	Heavy pack.....	Standard.....	Fancy.....		10.
Applesauce.....	35	*2	37		Fancy.....	Standard.....		10-2.
Apricots.....	46	*3	49	Halved, unpeeled.....	Choice.....	Standard (fancy not desired).	Pie or waterpack.....	10-2½.
Berries¹.....	90	*10	100		Water pack.....	(?).....		10.
Blueberries.....	95	*5	100		Water pack.....	(?).....		10.
Cherries R. S. P.....	90	*10	100	Water pack.....	Standard.....			10-2.
Cherries, sweet.....	22	*3	25		Choice.....	Fancy.....	Standard.....	10-2½-2.
Figs.....	70	*5	75	Kadota.....	Choice.....	Fancy.....	Standard.....	10-2½.
Fruit cocktail.....	68	*10	78	Yellow clingstone halved or sliced.....	Top choice⁴.....	Top std.⁴.....		10-2½.
Peaches.....	58	*10	68	Yellow freestone halved or sliced.....	Choice.....	Fancy.....		10-2½.
Pears.....	70	*10	80	Bartlett, halved.....	Choice.....	Top std.⁴.....	Fancy.....	10-2½.
Pineapple.....	62	*10	72	Sliced, crushed, chunks, tidbits (except cocktail tidbits).....	Fancy.....	Choice.....	Standard.....	10-2½-2.
Pineapple juice.....	52	*10	62		Fancy.....			10-3 cyl.-2.

*Indicates that Government intends to purchase all of contingency reserve in addition to the specific reserve.
¹ Blackberries, boysenberries, loganberries, youngberries only. Percentage applies to combined pack of the four varieties.
² Syrup pack not desired.
³ Not below 15 points for absence of defects. Not below 15 points for character, with a total minimum not below 80 points as defined in terms of U. S. grades.
⁴ Top Standard means 70-74 inclusive as defined in terms of U. S. grades.

War Food Administration,
Summary to WFO-22-8.

The War Food Administration has issued War Food Order No. 22-8 requiring canners of 13 major fruits and juices (excluding citrus) to set aside about 61 percent of their currently estimated 1945 production of these commodities to meet Government needs. The order is effective January 30, 1945.

While preliminary estimates indicate that production of these fruits and juices will be less than last year—58.0 million (24/2½) cases compared with 60.7 million—Government requirements have decreased from 36.9 million cases to 35.3 million cases.

The 1945 set-aside percentages for the various commodities, ranging from a high of 100 percent for canned berries and sour (RSP) cherries to a low of 25 percent for sweet cherries, are based on average annual production in 1943 and 1944. (See table below.) Percentages last year were based on average annual production in 1942 and 1943.

Sweet cherries have been added to the 1945 list of set-aside fruits, and the grade of fruit cocktail has been changed from Choice and Fancy to "Top Choice" and "Fancy." Otherwise the program is substantially the same as that of 1944.

If a canner packed fruits and juices in only one of the two base period years, his base pack will be the total pack for that single year. A canner who packed in neither of the two years should apply the individual percentages against his total 1945 production.

If a canner packs twice as much or more during 1945 as he did during the base period, the set-aside percentages will apply against his 1945 production instead of against the base period production.

If a canner does not pack enough of any one or more commodities to meet his set-aside quota, he will be in compliance with the order by setting aside his entire production of these commodities.

A canner is required by WFO 22-8 to base his set-aside on the total production of all plants operated by him during 1943 and 1944 regardless of the number

he operates this year. He may, however, produce his entire quota at one plant or distribute it in any way he desires among all his plants.

Inquiries concerning the order should be addressed to the Fruit and Vegetable Branch, Office of Marketing Services, War Food Administration, Washington 25, D. C. Ref: WFO 22-8.

BASE PACK TOTALS AND REQUIRED SET-ASIDE PERCENTAGES

Commodity	Base pack (millions of cases)	Percentages of base pack required including contingency reserves
Apples.....	2.2	75
Applesauce.....	2.6	37
Apricots.....	4.5	40
Berries.....	.4	100
Blueberries.....	.2	100
Cherries (RSP).....	1.6	100
Cherries (sweet).....	.9	25
Figs.....	.9	75
Fruit cocktail.....	5.9	78
Peaches.....	12.4	60
Pears.....	4.4	80
Pineapple.....	9.6	72
Pineapple juice.....	6.4	62

3F

JUNE 18, 1945

WAR FOOD ADMINISTRATION

[WFO 22-8, Amdt. 1]

PART 1425—CANNED AND PROCESSED FOODS

CANNED FRUITS, AND CANNED FRUIT JUICES,
REQUIRED TO BE SET ASIDE DURING 1945

War Food Order No. 22-8 (10 F.R. 1257) is hereby amended by deleting from Table I attached thereto the entire line beginning with "Cherries R. S. P."

The provisions of this amendment shall

become effective at 12:01 a. m., e. w. t., June 20, 1945. With respect to violations, rights accrued, liabilities incurred, or appeals taken under said War Food Order No. 22-8 prior to the effective time of the provisions hereof, the provisions of the said War Food Order No. 22-8 in effect prior to the effective time of the provisions hereof shall be deemed to continue in full force and effect for the purpose of sustaining any proper suit, action,

or other proceeding with respect to any such violation, right, liability, or appeal. (E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; WFO 22, as amended, 8 F.R. 2243, 6397; 9 F.R. 4321, 4319, 9584; 10 F.R. 103)

Issued this 18th day of June 1945.

C. W. KITCHEN.

Director of Marketing Services.

War Food Administration

Summary to WFO-22-8 Amendment 1

Because the prospective production of red sour cherries is below average, the War Food Administration today issued War Food Order 133 requiring a 100 percent set aside of all the hot packed and frozen cherries processed in 1945. The order becomes effective June 20, 1945.

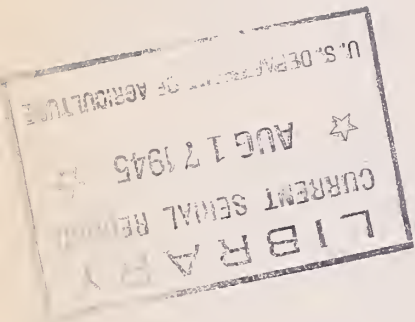
In addition to requiring processors to hold all of their 1945 packs for sale to Government agencies, WFO 133 restricts

the commercial processing of red sour cherries to hot packing and freezing. The Order also limits the amount a processor in any state except New York may freeze to 25 percent of the frozen quantity he processed in 1944. In New York a processor may freeze up to 50 percent of his 1944 frozen quantity. The higher percentage was made applicable to New York State in view of the restrictions on the freezing of New York cherries in the base year (1944) under War Food Order 107. The Order fur-

ther provides that no processor shall freeze red sour cherries in packages of less than 30 pounds net weight.

Records and reports are required to be filed with the Order Administrator, WFO 133, Fruit and Vegetable Branch, Office of Marketing Services, Washington 25, D. C.

Since the order provides for set aside of processed red sour cherries, WFO 22-8 (Canned and Processed Foods Set-Aside) has been amended deleting provisions concerning the canned pack of red sour cherries.



JUNE 20, 1945

WAR FOOD ADMINISTRATION

[WFO 22-8, Amdt. 2]

PART 1425—CANNED AND PROCESSED FOODS
CANNED FRUITS, AND CANNED FRUIT JUICES,
REQUIRED TO BE SET ASIDE DURING 1945

War Food Order No. 22-8, as amended (10 F.R. 1257, 7522), is hereby further amended as follows:

1. By deleting from Columns B and D of Table I, opposite the word "Apricots" in Column A of said table, the figures "46" and "49" and inserting, in lieu thereof, the figures "58" and "61," respectively.

2. By deleting from Columns B and D of Table I, opposite the word "Pine-

apple" in Column A of said table, the figures "62" and "72" and inserting, in lieu thereof, the figures "60" and "70," respectively.

3. By deleting from Columns B and D of Table I, opposite the words "Pineapple juice" in Column A of said table, the figures "52" and "62" and inserting, in lieu thereof, the figures "38" and "48," respectively.

The provisions of this amendment shall become effective at 12:01 a. m., e. w. t., June 23, 1945. With respect to violations, rights accrued, liabilities incurred, or appeals taken under said War Food Order No. 22-8 prior to the effective time of the provisions hereof, the pro-

visions of said War Food Order No. 22-8 in effect prior to the effective time hereof shall be deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with regard to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; WFO No. 22, as amended, 8 F.R. 2243, 6397; 9 F.R. 4321, 4319, 9584; 10 F.R. 103)

Issued this 20th day of June 1945.

C. W. KITCHEN,
Director of Marketing Services.

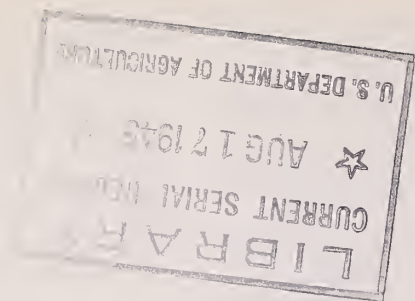
War Food Administration,
Summary to WFO-22-8 Amendment 2.

Government set-aside percentages for canned apricots, pineapple, and pineapple juice have been changed by the War Food Administration to levels in keeping with currently estimated Government requirements.

This action was taken under Amendment No. 2 to War Food Order 22-8, effective June 23, 1945.

Under the provisions of the Amendment, the specific reserve percentage for canned apricots has been changed from 46 percent of processors' production for the base period to 58, for canned pineapples from 62 percent to 60, and for

canned pineapple juice from 52 to 38 percent. Since no changes have been made in the applicable contingency reserve set-asides, the total set-aside changes are as follows: canned apricots from 49 to 61 percent, canned pineapple from 72 to 70, and canned pineapple juice from 62 to 48 percent.



WAR FOOD ADMINISTRATION

[WFO 22-8, Amdt. 3]

PART 1425—CANNED AND PROCESSED FOODS CANNED FRUITS, AND CANNED FRUIT JUICES, REQUIRED TO BE SET ASIDE DURING 1945

War Food Order No. 22-8 (10 F.R. 1257) is hereby amended to read as follows:

§ 1425.12 *Quota restrictions and allocations—(a) Definitions.* (1) Each term defined in War Food Order No. 22, as amended, shall, when used herein, have the same meaning as set forth for such term in said War Food Order No. 22, as amended.

(2) "Quota period" means, with respect to all products required to be set aside pursuant to this order, the period from January 1, 1945, to December 31, 1945, both inclusive.

(3) "Base period" means, with respect to all products required to be set aside pursuant to this order, the period from January 1, 1943, to December 31, 1945, both inclusive.

(4) "Base pack" means, when applied to each canned food listed in Column A of Table I, which table is attached hereto and is by this reference made a part of this order, one-half the total amount, by net weight, of all types, styles, varieties and grades of such food canned by the respective canner during the base period: *Provided*, That, if the respective canner canned any particular food listed in said Column A of Table I during only one of the two calendar years of the base period, his base pack for that food shall be his total pack, by net weight, of such food during the said calendar year of the base period in which he canned the said food. In the event a canner has no base pack for any product covered under this order, the set-aside percentage prescribed for such product shall be applied against his production thereof for the quota period, in the manner prescribed in paragraph (c) (1) (iii) hereof.

(b) *Applicability of this order.* The terms and conditions of this order shall be applicable to (i) all canned fruits, and all canned fruit juices, listed in said Column A of Table I which are packed during the quota period in any of the 48 States of the United States or the District of Columbia, and (ii) all canned pineapple, and all canned pineapple juice, which are packed during the quota period in the Territory of Hawaii.

(c) *Set-aside requirements—(1) Quantity to be set aside.* Each canner who packs, during the quota period, any canned fruit or fruit juice specified in said Column A of Table I shall set aside and hold for sale and delivery to a Government agency out of his quota period pack of each such product a quantity computed as follows:

(i) If he packed such product in the base period, a quantity obtained by (a) multiplying his base pack thereof by the applicable percentage set forth in Column D of said Table I, or (b) taking his entire

quota period pack of such product, whichever amount is the lesser;

(ii) If he packed such product in the base period, and his quota period pack is more than twice as great as his base pack, all that part of his quota period pack which exceeds twice the amount of his base pack shall be set aside in addition to the quantity computed under (i) above;

(iii) If he did not pack such product in the base period, a quantity obtained by multiplying his quota period pack by the applicable percentage set forth in Column D of said Table I. Each such canner shall, prior to packing such product, notify the Director, by letter, of his intention to do so and shall state in such letter how much of each such product he expects to pack in the quota period.

(2) *Exceptional circumstances.* Each canner who, pursuant to the provisions of this order, is required to set aside any product listed in said Column A of Table I shall be deemed to have met the set-aside requirements of this order if he sets aside the entire quantity of the respective product which is in his possession on the effective date of this order, plus the quantity of such product which he packs during the quota period after this order becomes effective, even though such amount is less than the quantity of the respective product required to be set aside by the provisions of this order as set forth hereinabove.

(3) *Preference grades.* Not less than two-thirds of the total quantity of each product set aside hereunder shall be of the first preference grade, as specified in said Table I, unless the canner's quota period pack of the first preference grade is insufficient therefor, in which event his entire quota period pack of the first preference grade shall be set aside. Any balance remaining to be set aside shall be of the second or third preference grades as specified in said Table I: *Provided*, That the canner's full quota period pack of the second preference grade must be set aside before any part of his pack of third preference grade may be applied against the required set-aside. If any balance then remains to be set aside, such balance shall be in such grades packed by the canner as may be specified by the Director.

(4) *Types of containers.* In the event a canner packs a canned product covered hereunder partly in tinplate containers and partly in glass containers, the portion to be set aside for Government agency from the several preference grades of such product in accordance with the provisions of (c) (1), (2), or (3) hereof shall be that which is packed in tinplate to the extent that the respective grades are so packed in tinplate by such canner; and the particular product packed by such canner in glass containers shall be set aside from any such first preference grade only in the event and to the extent necessary to meet any such deficiency when there is not enough of

the respective product of that preference grade packed by such canner in tinplate to meet the set-aside requirements for such grade.

(5) *Sizes of containers.* Within the limits of, and subject to the restrictions set forth in (c) (1), (2), (3), and (4) hereof, and to the extent that such quantity is available from the particular canner's pack, a minimum of one-third and a maximum of two-thirds (except with the consent of the particular procuring Government agency) of the quota of any canned product for Government agency shall be set aside in the largest can size specified for that product in Column I of said Table I to the extent that the product is packed by the respective canner in such largest can size in the respective preference grades, and the remainder, if any, of the set-aside quota for such canned product shall be in the other can sizes, if any, specified in Column I of said Table I: *Provided*, That the portion of the set-aside quantity of the canned product represented by the contingency reserve percentage for such product shown in Column C of said Table I may, at the option of the particular canner, be packed and set aside in any can size which he may have available.

(d) *Reports.* The reports required by § 1425.1 (c) of War Food Order No. 22, as amended, shall be submitted on form OMS-140 (formerly FDA-685). The reports shall be submitted to the Director within 15 calendar days after the completion of the pack.

(e) *Purchase, inspection, and specifications.* The Army of the United States is hereby allocated the quotas prescribed herein for Government agency, and the Army may purchase said quotas for its own account or for the account of other Government agencies whenever it has agreed with such agencies to do so. The Army and the Office of Marketing Services, respectively, are authorized to inspect and grade such canned foods pursuant to § 1425.1 (d) of War Food Order No. 22, as amended. The Army is further authorized to issue specifications at any time with regard to the processing, packing, containers, container treatment, can marking, labeling, boxing, and strapping of such canned foods pursuant to § 1425.1 (b) (5) of War Food Order No. 22, as amended.

(f) *Provisions of War Food Orders No. 22-4, as amended and 22-6, as amended, not affected.* The provisions of this order shall not be considered as rescinding or modifying the provisions of War Food Order No. 22-4, as amended (8 F.R. 6573, 11590; 10 F.R. 103), or the provisions of War Food Order No. 22-6, as amended (9 F.R. 1824, 6497, 10927; 10 F.R. 103).

(g) *Effective date.* This order shall be effective as of 12:01 a.m., e.w.t., June 30, 1945. With respect to violations, rights accrued, liabilities incurred, or appeals taken under said War Food Order No. 22-8, as amended, prior to the effective time of this amendment, all of

the provisions of said War Food Order No. 22-8, as amended, in effect prior to the effective time of this amendment shall be deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, appeal, right or liability.

NOTE: All reporting requirements of this order have been approved by, and subsequent reporting and record-keeping requirements will be subject to the approval of, Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392,

8 F.R. 14783; WFO No. 22, as amended, 8 F.R. 2243, 6397; 9 F.R. 4321, 4319, 9584; 10 F.R. 103)

Issued this 29th day of June 1945.

C. W. KITCHEN,
Director of Marketing Services.

TABLE I.—CANNED FRUITS AND CANNED FRUIT JUICES

A	B	C	D	E	F	G	H	I
Product.	Percentage of base pack			Type, style, variety (sequence does not denote preference)	Grade preference			Can size
	Specific reserve	Contingency reserve	Total (cols. B and C)		First	Second	Third	
Apples.....	72	*8	80	Heavy pack.....	Standard.....	Fancy.....		10.
Applesauce.....	48	*6	54		Fancy.....	Standard.....		10-2.
Apricots.....	58	*3	61	Halved, unpeeled.....	Choice.....	Standard (fancy not desired). ⁽²⁾	Pic or water pack	10-2½.
Berries ¹	90	*10	100		Water pack.....	(?).....		10.
Blackberries.....	130	*10	140		Water pack.....	(?).....		10.
Cherries, sweet.....	22	*3	25		Choice.....	Fancy.....	Standard	10-2½-2.
Figs.....	75	*5	80	Kadota.....	Choice.....	Fancy.....	Standard	10-2½.
Fruit cocktail.....	44	*10	54		Top choice.....	Fancy.....		10-2½.
Peaches.....	54	*10	64	Yellow clingstone, halved or sliced.....	Choice ³	Top std. ⁴		10-2½.
				Yellow freestone, halved or sliced.....	Choice.....	Fancy.....		10-2½.
Pears.....	70	*10	80	Bartlett, halved.....	Choice.....	Top std. ⁴	Fancy.....	10-2½.
Pineapple.....	60	*10	70	Sliced, crushed, chunks, tidbits (except cocktail tidbits). ⁽¹⁾	Fancy.....	Choice.....	Standard	10-2½-2.
Pineapple juice.....	38	*10	48		Fancy.....			10-3 cyl.-2.
Plums and prunes (fresh Italians). ⁽²⁾	22	*3	25		Choice.....	Fancy.....		10-2½.

*Indicates that Government intends to purchase all of contingency reserve in addition to the specific reserve.

¹ Blackberries, boysenberries, loganberries, youngberries only. Percentage applies to combined pack of the four varieties.

² Syrup pack not desired.

³ Not below 15 points for absence of defects. Not below 15 points for character, with a total minimum not below 80 points as defined in terms of U. S. grades.

⁴ Top Standard means 70-74 inclusive as defined in terms of U. S. grades.

War Food Administration, Summary to WFO-22-8 Amendment 3.

CHANGES IN CANNED FRUIT SET ASIDES ANNOUNCED

Approximately 2 million more cases of canned fruit than announced earlier will be available to civilians from the 1945 pack of canned fruit (excluding citrus), under the provisions of Amendment 3 to WFO 22-8, issued today by WFA. This will make the total quantity available to civilians 7 percent less than they received last year.

The reductions were made in the percentages of canned fruit cocktail and canned peaches required to be set aside by processors for purchase by government agencies.

In announcing the new percentages, the WFA said that the Army had ad-

justed its anticipated requirements downward in order to allow civilians a greater share of the 1945 pack. However, war requirements for canned fruit are still high and increased set-asides were also announced for canned apples, applesauce, figs and blueberries. Amendment 3 also adds canned plums to the list of fruits required to be set aside under the provisions of WFO 22-8.

Today's announced set-aside percentages will allow civilians to receive nearly 47 percent of the total estimated 1945 pack. It is expected, therefore, that civilians will receive a total of 31,600,000 cases of canned fruit (excluding citrus), or 7% less than the 34 million cases allocated to them last year. Because of this reduction in civilian supplies, the WFA urged housewives to preserve at

home as much as possible of the seasonally abundant fruits on their local markets.

Commodity	Base pack (million cases)	New percentages required (including contingency reserves)	Old percentages required (including contingency reserves)
Apples.....	2.2	80	75
Applesauce.....	2.4	54	37
Apricots.....	5.5	61	61
Blackberries (et al.).....	.37	100	100
Blueberries.....	.23	140	100
Cherries, sweet.....	.8	25	25
Figs.....	.9	80	75
Fruit cocktail.....	5.8	54	78
Peaches.....	12.4	64	68
Pears.....	4.5	80	80
Pineapple.....	9.4	70	70
Pineapple juice.....	6.3	48	48
Plums (not in previous).....	1.3	25	.....

DEPARTMENT OF AGRICULTURE

[WFO 22-8, Amdt. 4]

PART 1425—CANNED AND PROCESSED FOODS
CANNED FRUITS, AND CANNED FRUIT JUICES,
REQUIRED TO BE SET ASIDE DURING 1945

War Food Order No. 22-8, as amended (10 F.R. 1257, 7522, 7608, 8198), is hereby further amended by deleting Table 1 attached thereto and inserting, in lieu thereof, Table 1 attached hereto.

The provisions of this amendment shall

become effective at 12:01 a. m., e. w. t., August 5, 1945. With respect to violations, rights accrued, liabilities incurred, or appeals taken under said War Food Order No. 22-8, as amended, prior to the effective time of the provisions hereof, the provisions of the said War Food Order No. 22-8, as amended, in effect prior to the effective time of the provisions hereof shall be deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceed-

ing with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; E.O. 9577, 10 F.R. 8087; WFO No. 22, as amended, 8 F.R. 2243, 6397; 9 F.R. 4321, 4319, 9584; 10 F.R. 103)

Issued this 3d day of August 1945.

[SEAL]

C. W. KITCHEN,

Director of Marketing Services.

TABLE I.—CANNED FRUITS AND CANNED FRUIT JUICES

A	B	C	D	E	F	G	H	I
Product	Percentage of hase pack			Type style variety (sequence does not denote preference)	Grade preference			Can size
	Specific reserve	Contingency reserve	Total (cols. B and C)		First	Second	Third	
Apples.....	72	*8	80	Heavy Pack.....	Standard.....	Fancy.....	.....	10.
Applesauce.....	42	*6	48	.....	Fancy.....	Standard.....	.....	10-2.
Apricots.....	58	*3	61	Halved, unpeeled.....	Choice.....	Standard (fancy not desired). ⁽²⁾	Pie or water pack.....	10-2½.
Berries ¹	90	*10	100	.....	Water Pack.....	(⁽²⁾)	10.
Blueberries.....	130	*10	140	.....	Water Pack.....	(⁽²⁾)	10.
Cherries, sweet.....	22	*3	25	.....	Choice.....	Fancy.....	Standard.....	10-2½-2.
Figs.....	75	*5	80	Kadota.....	Choice.....	Fancy.....	Standard.....	10-2½.
Fruit cocktail.....	42	*10	52	.....	Top choice ³	Fancy.....	.....	10-2½.
Peaches.....	50	*10	60	Yellow clingstone halved or sliced.....	Choice.....	Top std. ⁴.....	.....	10-2½.
.....	.....	.....	.....	Yellow freestone halved or sliced.....	Choice.....	Fancy.....	.....	10-2½.
Pears.....	70	*10	80	Bartlett, halved.....	Choice.....	Top std. ⁴	Fancy.....	10-2½.
Pineapple.....	56	*10	66	Sliced, crushed, chunks, tidbits (except cocktail tidbits). ³	Fancy.....	Choice.....	Standard.....	10-2½-2.
Pineapple juice.....	26	*10	36	.....	Fancy.....	.....	.....	10-3 cyl.-2.

*Indicates that Government intends to purchase all of contingency reserve in addition to the specific reserve.

¹ Blackberries, boysenberries, loganberries, youngberries only. Percentage applies to combined pack of the four varieties.

² Syrup pack not desired.

³ Not below 15 points for absence of defects. Not below 15 points for character, with a total minimum not below 80 points as defined in terms of U. S. grades.

⁴ Top Standard means 70-74 inclusive as defined in terms of U. S. grades.

U. S. Department of Agriculture
Summary to WFO-22-8 Amendment 4CANNED FRUIT SET ASIDE REDUCTIONS
ANNOUNCED

Another downward revision in the quantities of canned fruit and fruit juices (exclusive of citrus) required to be set aside for purchase by government agencies was announced by the USDA

today. The reductions in government requirements, however, are not expected to result in any substantial increase in the total quantity of canned fruits available to civilians out of the 1945 pack because of a decrease in estimated production of apples and applesauce.

The reductions in percentages of canned fruits and fruit juices required to be set aside by processors for pur-

chase by government agencies were made under Amendment 4 to War Food Order 22-8, effective August 5, 1945. Applesauce was reduced from 54 percent to 48; fruit cocktail from 54 to 52; peaches from 64 to 60; pineapple from 70 to 66; and pineapple juice from 48 to 36. In addition, the item of canned plums and fresh prunes was removed from the list of fruits required to be set aside.



DEPARTMENT OF AGRICULTURE

[WFO 22-8, Amdt. 5]

PART 1425—CANNED AND PROCESSED FOODS

CANNED FRUITS, AND CANNED FRUIT JUICES,
REQUIRED TO BE SET ASIDE DURING 1945

War Food Order No. 22-8, as amended (10 F.R. 1257, 7522, 7608, 8198, 9705), is hereby further amended by deleting Table 1 attached thereto and inserting, in lieu thereof, Table 1 attached hereto.

The provisions of this amendment shall become effective at 12:01 a. m., e. w. t.,

August 24, 1945. With respect to violations, rights accrued, liabilities incurred, or appeals taken under said War Food Order No. 22-8, as amended, prior to the effective time of the provisions hereof, the provisions of the said War Food Order No. 22-8, as amended, in effect prior to the effective time of the provisions hereof shall be deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with regard to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; E.O. 9577, 10 F.R. 8087; WFO No. 22, as amended, 8 F.R. 2243, 6397; 9 F.R. 4321, 4319, 9584; 10 F.R. 103, 126)

Issued this 23d day of August 1945.

[SEAL]

C. W. KITCHEN,
Assistant Administrator,
Production and Marketing
Administration.

TABLE 1.—CANNED FRUITS AND CANNED FRUIT JUICES

A Product	B Percentage of hase pack	C Type, style, variety (sequence does not denote preference)	D Grade preference			F Can size
			First	Second	Third	
Apples	54	Heavy Pack	Standard	Fancy		10.
Applesauce	24		Fancy	Standard		10-2.
Apricots	45	Halved, unpeeled	Choice	Standard (fancy not desired).	Pie or water pack	10-2½.
Berries ¹	62		Water Pack	(?)		10.
Blueberries	85		Water Pack	(?)		10.
Figs	48	Kadota	Choice	Fancy	Standard	10-2½.
Fruit cocktail	18		Top choice ³	Fancy		10-2½.
Peaches	21	Yellow clingstone halved or sliced	Choice	Top std. ⁴		10-2½.
		Yellow freestone, halved or sliced	Choice	Fancy		10-2½.
Pears	51	Bartlett, halved	Choice	Top std. ⁴	Fancy	10-2½.
Pineapple	42	Sliced, crushed, chunks, tidbits (except cocktail tidbits).	Fancy	Choice	Standard	10-2½-2.
Pineapple juice	20		Fancy			10-3 cyl.-2.

¹ Blackberries, boysenberries, loganberries, youngberries only. Percentage applies to the combined pack of the four varieties.

² Syrup pack not desired.

³ Not below 15 points for absence of defects. Not below 15 points for character, with a total minimum not below 80 points as defined in terms of U. S. grades.

⁴ Top Standard means 70-74 inclusive as defined in terms of U. S. grades.



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DEPARTMENT OF AGRICULTURE

LIBRARY WFO 22-8
CURRENT SERIAL RECORD
DEC 4 1945
U. S. DEPARTMENT OF AGRICULTURE
AMDT. 6
AND
PARTIAL TERMINATION
OCT. 5, 1945

[WFO 22-8, Amdt. 6, and Partial
Termination]

PART 1425—CANNED AND PROCESSED FOODS
CANNED FRUITS, AND CANNED FRUIT JUICES,
REQUIRED TO BE SET ASIDE DURING 1945

War Food Order No. 22-8, as amended (10 F.R. 1257, 7522, 7608, 8198, 9705, 10419, 10421), is hereby further amended, effective as of 12:01 a. m., e. s. t., October 8, 1945, by deleting the provisions of § 1425.12 (d) and inserting, in lieu thereof, the following:

(d) *Reports.* The reports on apples, apple sauce, apricots, berries (blackberries, boysenberries, loganberries, and youngberries only), blueberries, figs, fruit cocktail, peaches, pears, pineapples, and pineapple juice required by § 1425.1 (c) of War Food Order No. 22, as amended, shall be submitted on form OMS-140 (formerly FDA-685). The reports shall be submitted to the Assist-

ant Administrator within 15 calendar days after the completion of the pack.

All provisions of the said War Food Order No. 22-8, as amended (including Table 1 attached thereto and make a part thereof), other than the provisions of the aforesaid § 1425.12 (d) thereof, are hereby terminated as of 12:01 a. m., e. s. t., October 8, 1945, and all canned fruits and canned fruit juices which have been set aside or were required to be set aside pursuant to the provisions of the said War Food Order No. 22-8, as amended, but not purchased by the Army of the United States at the effective time of this partial termination action are hereby released, as of the effective time of this partial termination action, from all restrictions of the said War Food Order No. 22-8, as amended.

With respect to violations, rights accrued, liabilities incurred, or appeals taken under the said War Food Order

No. 22-8, as amended, prior to the effective time of this order, all provisions of the said War Food Order No. 22-8, as amended, in effect prior to the effective time of this order shall be deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with regard to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; E.O. 9577, 10 F.R. 8087; WFO No. 22, as amended, 8 F.R. 2243, 6397, 9 F.R. 4321, 4319, 9584, 10 F.R. 103, 126, 10419, 11379)

Issued this 5th day of October 1945.

[SEAL] C. W. KITCHEN,
Assistant Administrator,
Production and Marketing
Administration.

[WFO 22-9]

PART 1425—CANNED AND PROCESSED FOODS
CANNED VEGETABLES, AND CANNED VEGETABLE
JUICES, REQUIRED TO BE SET ASIDE DURING
1945

Pursuant to the authority vested in me by War Food Order No. 22, as amended (8 F.R. 2243, 6397, 9 F.R. 4321, 4319, 9584, 10 F.R. 103), it is hereby ordered as follows:

§ 1425.11 *Quota restrictions and allocations*—(a) *Definitions*. (1) Each term defined in War Food Order No. 22, as amended, shall, when used herein, have the same meaning as set forth for such term in said War Food Order No. 22, as amended.

(2) "Quota period" means, with respect to sauerkraut, the period from September 1, 1945, to August 31, 1946, both inclusive; and, with respect to all other commodities required to be set aside pursuant to this order, the period from January 1, 1945, to December 31, 1945, both inclusive.

(3) "Base period" means, with respect to sauerkraut, the period from September 1, 1941, to August 31, 1942, both inclusive; and, with respect to all other commodities required to be set aside pursuant to this order, the period from January 1, 1943, to December 31, 1944, both inclusive.

(4) "Base pack" means: (i) when applied to sauerkraut, the total amount, by net weight, of all types, styles, varieties, and grades canned by the respective canner during the base period; and (ii) when applied to each canned food, other than sauerkraut, listed in Column A of Table I, which table is attached hereto and is by this reference made a part of this order, one-half the total amount, by net weight, of all types, styles, varieties, and grades of such food canned by the respective canner during the base period: *Provided*, That, if the respective canner canned any particular food, other than sauerkraut, listed in said Column A of Table I during only one of the two calendar years of the base period, his base pack for that food shall be his total pack, by net weight, of such food during the said calendar year of the base period in which he canned the said food. In the event a canner has no base pack for any commodity covered under this order, the set-aside percentage prescribed for such commodity shall be applied against his production thereof for the quota period, in the manner prescribed in paragraph (c) hereof.

(b) *Applicability of this order*. The terms and conditions of this order shall be applicable to all canned vegetables, and all canned vegetable juices, listed in said Column A of Table I which are packed during the quota period in any of the 48 States of the United States or the District of Columbia.

(c) *Set-aside restrictions*. Each canner who packs, during the quota period, any canned vegetable, or any canned vegetable juice, designated in said Column

A of Table I, shall, to the extent that the quantity so packed may be adequate, set aside and thereafter hold for sale and delivery to Government agency from his pack of each such product for the quota period a quantity equivalent to the quantity obtained by applying the percentage for the particular product listed in Column D of said Table I against his base pack of that product: *Provided, however*, That, in the event the pack of any canner of any such product for the quota period is twice as great, or more than twice as great, as his base pack of such product, then such percentage shall be applied against his pack of that product for the quota period. If the type, style, variety, or grade of the particular product is specified in the aforesaid Table I, the portion set aside shall, so far as available, be in the type, style, variety, and grade so specified; but other types, styles, varieties, or grades in the possession of a particular canner as may be specified by the procuring Government agency shall be substituted to the extent that those specified in said Table I have not been packed by such canner. In the event a canner is preparing to pack, during the quota period, any canned vegetable, or any canned vegetable juice, listed in said Column A of Table I, which he did not pack during the base period, he shall so inform the Director by letter, and he shall state therein the quantity of such product which he anticipates that he will pack; and such canner shall set aside for sale and delivery to Government agency a portion of his pack of each such product for the quota period equivalent to the quantity obtained by applying the percentage for the particular product, listed in Column D of said Table I, against his total production of such product during the quota period.

(d) *When entire pack not set aside for Government agency*. (1) In the event a canner packs any canned vegetable, or any canned vegetable juice, listed in said Column A of Table I, for nongovernmental requirements as well as for Government agency, the portion of each such product required to be set aside by him for Government agency shall be set aside as follows: (i) At least two-thirds of the set-aside portion shall be taken from the first preference grade of the canned product, as specified in Column F of said Table I, to the extent that such first preference grade is packed by the respective canner, but, if the quantity of the said first preference grade which is packed by such canner is not sufficient to meet that requirement, the total quantity of such first preference grade shall be set aside for Government agency; (ii) to the extent that the quantity set aside for Government agency from the first preference grade in accordance with the provisions of (i) above may fail to complete his set-aside quota, he shall set aside from his production of the second preference grade of the canned product, as specified in Column G of said Table I,

such quantity as is necessary to complete his set-aside quota, but, if the quantity of said second preference grade packed by such person is not sufficient to complete such set-aside quota, the total quantity of such second preference grade shall be set aside for Government agency; and (iii) to the extent that the quantities set aside for Government agency from the first and second preference grades in accordance with the provisions of (i) and (ii) above may fail to complete his set-aside quota, he shall set aside from his production of his third preference grade, if any, of the canned product, as specified in Column H of said Table I, sufficient of such quantity to complete his set-aside quota as may be available: *Provided*, That, if there is an insufficient quantity of all three preference grades to complete his set-aside quota, he shall set aside from such other grades in his possession as may be designated by Government agency sufficient of such quantity to complete his set-aside quota as may be available.

(2) In the event a canner packs a canned product covered hereunder partly in tinsplate containers and partly in glass containers, the portion to be set aside for Government agency from the several preference grades of such product in accordance with the provisions of (d) (1) hereof shall be that which is packed in tinsplate to the extent that the respective grades are so packed in tinsplate by such canner; and the particular product packed by such canner in glass containers shall be set aside from any such first preference grade only in the event and to the extent necessary to meet any such deficiency when there is not enough of the respective product of that preference grade packed by such canner in tinsplate to meet the set-aside requirements for such grade.

(3) Within the limits of, and subject to the restrictions set forth in (d) (1) and (2) hereof, and to the extent such quantity is available from the particular canner's pack, a minimum of one-third and a maximum of two-thirds (except with the consent of the particular procuring Government agency) of the quota of any canned product for Government agency shall be set aside in the largest can size specified for that product in Column I of said Table I to the extent that the product is packed by the respective canner in such largest can size in the respective preference grades, and the remainder, if any, of the set-aside quota for such canned product shall be in the other can sizes, if any, specified in Column I of said Table I: *Provided*, That the portion of the set-aside quantity of the canned product represented by the contingency reserve percentage for such product shown in Column C of said Table I may, at the option of the particular canner, be packed and set aside in any can size which he may have available.

(4) Each canner who, pursuant to the provisions of this order, is required to set aside any commodity listed in said

Column A of Table I shall be deemed to have met the set-aside requirements of this order if he sets aside the entire quantity of the respective commodity which is in his possession on the effective date of this order plus the quantity of such commodity which he packs during the quota period after this order becomes effective, even though such amount is less than the quantity of the respective commodity required to be set aside by the provisions of this order.

(e) *Reports.* The reports required by § 1425.1 (c) of War Food Order No. 22, as amended, shall be submitted on form OMS-140 (formerly FDA-685). The reports shall be submitted to the Director within 15 calendar days after the completion of the pack.

(f) *Purchase, inspection, and specifications.* The Army of the United States is hereby allocated the quotas prescribed herein for Government agency, and the

Army may purchase said quotas for its own account or the account of other Government agencies whenever it has agreed with such agencies to do so. The Army and the Office of Marketing Services, respectively, are authorized to inspect and grade such canned foods pursuant to § 1425.1 (d) of War Food Order No. 22, as amended. The Army is further authorized to issue specifications at any time with regard to the processing, packing, containers, container treatment, can marking, labeling, boxing, and strapping of such canned foods pursuant to § 1425.1 (b) (5) of War Food Order No. 22, as amended.

(g) *Provisions of War Food Orders Nos. 22-4, as amended, and 22-6, as amended, not affected.* The provisions of this order shall not be considered as rescinding or modifying the provisions of War Food Order No. 22-4, as amended

(8 F.R. 6573, 11590, 10 F.R. 103), or the provisions of War Food Order No. 22-6, as amended (9 F.R. 1824, 6497, 10 F.R. 103).

(h) *Effective date.* This order shall be effective as of 12:01 a. m., e. w. t., January 30, 1945.

NOTE: All reporting requirements of this order have been approved by, and subsequent reporting and record-keeping requirements will be subject to the approval of, Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; WFO No. 22, as amended, 8 F.R. 2243, 6397, 9 F.R. 4321, 4319, 9584, 10 F.R. 103)

Issued this 27th day of January 1945.

C. W. KITCHEN,
Acting Director of Marketing Services.

TABLE 1.—CANNED VEGETABLES AND CANNED VEGETABLE JUICES

A	B	C	D	E	F	G	H	I
Product	Percentage of base pack			Type, style variety (sequence does not denote preference)	Grade preferences			Can size
	Specific reserve	Contingency reserve	Total (Cols. B and C)		First	Second	Third	
Asparagus.....	51	*4	55	All green or culturally bleached.....	Fancy cut.....	Fancy spear.....		10-2½-2.
Beans, lima.....	37	*3	40	Fresh.....	Extra standard.....	Top standard ³	Fancy.....	10-2.
Beans, snap.....	45	*7	52	Green, cut; wax, cut.....	Extra standard.....	Top standard ³	Fancy.....	10-2½-2.
Beets.....	48	*6	54	Cut, quartered, diced, sliced.....	Fancy.....	Top standard ⁴		10-2½-2.
Carrots.....	97	*10	107	Diced.....	Fancy.....	Top standard ⁴		10-2½-2.
Corn, sweet ⁵	33	*6	39	White, yellow, cream style, whole kernel.....	Fancy.....	Extra standard.....	Top standard ³	10-2.
Peas.....	35	*5	40	Alaska 3, 4 sieve; sweet 3 sieve and larger, ungraded.....	Extra standard.....	Top standard ⁵	Fancy.....	10-2.
Pumpkin or squash.....	31	*3	34		Fancy.....	Top standard ⁴		2½.
Sauerkraut.....	45	*7	52		Fancy.....	Top standard ⁴		10-2½.
Spinach.....	57	*7	64		Fancy.....	Top standard ⁴		10-2½-2.
Tomatoes.....	58	*8	66		Extra standard.....	Top standard ³	Fancy.....	10-2½-2.
Tomato catsup.....	47	*6	53		Fancy 29-33% solids.....	Fancy 33% solids or over.....	Fancy 25-29% solids.....	10-3 cyl. 2½-2. (14 oz. glass or larger)
Tomato juice.....	41	*6	47		Fancy.....			10-3 cyl.-2.
Tomato puree.....	15	*3	18	Heavy (minimum specific gravity—1.045).....	Fancy.....			10.
Tomato paste.....	24	*3	27		Fancy.....			10-2½-2-6 ounces.

³ Top standard means 70-74 inclusive as defined in terms of U. S. grades.

⁴ Top standard means 80-84 inclusive as defined in terms of U. S. grades.

⁵ Full inside enamel cans required. Number 10 cans to be used for whole kernel only.

*Indicates that Government intends to purchase all of contingency reserve in addition to the specific reserve.

War Food Administration, Summary to WFO-22-9.

To obtain Government requirements of 15 major canned vegetables and vegetable juices during 1945, the War Food Administration has issued War Food Order No. 22-9 requiring canners to set aside this year about 48 percent of their currently estimated total production of these commodities.

Except for varying percentages on individual vegetables and juices (see table), and a change in the base period, the 1945 set aside program is substantially the same as that for 1944.

Government requirements are estimated this year at 93.4 million cases compared with requirements of 87.1 million cases last year. Recently estimated production of the 15 products for 1945 is slightly more than last year's production—195.4 million cases compared with 188.9 million cases in 1944.

The 1945 set aside is based (except for sauerkraut) on 1943 and 1944 production, and requires canners to set aside for Government needs certain percentages of the average 1943 and 1944 annual production. The base period for sauerkraut

is the one-year period beginning September 1, 1941.

In the event a canner packed during only one year of the two-year base period, his base pack will be his total pack for that year. A canner who packed in neither of the two base years should apply the individual percentages against his current year's pack.

If a canner packs twice as much (or more) as his base period pack, the set aside percentage will be applied against his pack for 1945 instead of against his base pack.

The set-aside percentages of the base pack this year (including contingency reserves) range from a high of 107 percent for canned carrots to a low of 18 percent for tomato puree. The range last year was from 150 percent of the base pack for carrots to 19 percent for canned pumpkin.

A canner is required by WFO 22-9 to base his set-aside on the total production of all plants operated by him during the base period, regardless of the number he operates at the present time. He may, however, produce his quota at any one plant or distribute it among all of them.

If a canner does not pack enough of

any commodity to meet his set-aside quota, he will be in compliance with the order by setting aside his entire production of that commodity.

All inquiries relative to the order should be addressed to the Fruit and Vegetable Branch, Office of Marketing Services, War Food Administration, Washington 25, D. C. Ref: WFO 22-9. (See attached table.)

BASE PACK TOTALS AND REQUIRED SET-ASIDE PERCENTAGES

Commodity	Base pack (million cases 24/2's)	Percentages required (including contingency reserves)
Asparagus.....	4.1	55
Beans, lima.....	1.7	40
Beans, snap.....	21.3	52
Beets.....	7.0	54
Carrots.....	3.3	107
Corn, sweet.....	26.6	39
Peas.....	33.3	40
Pumpkin.....	2.6	34
Sauerkraut.....	7.3	52
Spinach.....	8.1	64
Tomatoes.....	28.6	66
Tomato catsup.....	9.0	53
Tomato juice.....	25.7	47
Tomato puree.....	8.9	18
Tomato paste.....	4.2	27

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CURRENT SERIAL RECORD
U.S. DEPARTMENT OF AGRICULTURE
DEC 29 1945

WFO 22-9
AMDT. 1
MAY 18, 1945

WAR FOOD ADMINISTRATION

[WFO 22-9, Amdt. 1]

PART 1425—CANNED AND PROCESSED FOODS
CANNED VEGETABLES, AND CANNED VEGETABLE
JUICES, REQUIRED TO BE SET ASIDE DURING
1945

War Food Order No. 22-9 (10 F.R. 1260) is hereby amended as follows:

1. By deleting from Columns B and D of Table 1, opposite the word "Asparagus" in Column A of said table, the figures "51" and "55" and inserting, in lieu thereof, the figures "61" and "65," respectively; and

2. By deleting from Columns B and D of Table 1, opposite the word "Spinach" in Column A of said table, the figures "57" and "64" and inserting, in lieu thereof, the figures "70" and "77," respectively.

The provisions of this amendment shall become effective at 12:01 a. m., e. w. t., May 20, 1945. With respect to violations, rights accrued, liabilities incurred, or appeals taken under said War Food Order No. 22-9 prior to the effective time of the provisions hereof, the provisions of said War Food Order No. 22-9 in effect prior to the effective time hereof

shall be deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with regard to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392; 8 F.R. 14783; WFO No. 22, as amended, 8 F.R. 2243, 6397; 9 F.R. 4321, 4319, 9584; 10 F.R. 103)

Issued this 18th day of May 1945.

C. W. KITCHEN,
Director of Marketing Services.

War Food Administration,
Summary to WFO-22-9 Amendment 1.

The War Food Administration has amended War Food Order No. 22-9 increasing the set aside for canned asparagus and canned spinach. Total set aside

on canned asparagus is advanced from 55 percent to 65 percent, and on canned spinach from 64 percent to 77 percent.

The increased set asides, made necessary by greater needs of the armed services, are effective May 20, 1945.

While the amendment (No. 1) refers only to canned asparagus and spinach, it is expected that WFO 22-9 will be amended further to change set aside requirements of other canned vegetables, including tomato juice and tomato products.

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WFO 22-9

AMDT. 2

JUNE 12, 1945

WAR FOOD ADMINISTRATION

[WFO 22-9, Amdt. 2]

PART 1425—CANNED AND PROCESSED FOODS CANNED VEGETABLES, AND CANNED VEGETABLE JUICES, REQUIRED TO BE SET ASIDE DURING 1945

War Food Order No. 22-9, as amended (10 F.R. 1260, 5761), is hereby further amended by deleting from Columns B and D of Table 1, opposite the word "Peas" in Column A of said table, the figures "35" and "40" and inserting, in lieu thereof, the figures "38" and "43," respectively.

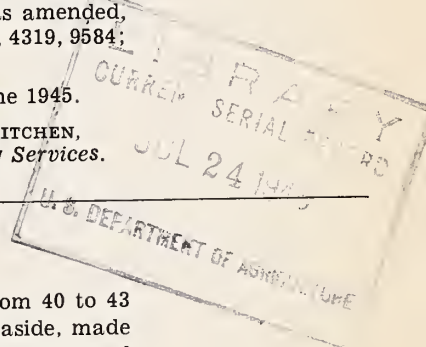
The provisions of this amendment shall become effective at 12:01 a. m., e. w. t., June 14, 1945. With respect to violations, rights accrued, liabilities incurred, or appeals taken under said War

Food Order No. 22-9 prior to the effective time of the provisions hereof, the provisions of said War Food Order No. 22-9 in effect prior to the effective time hereof shall be deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with regard to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; WFO No. 22, as amended, 8 F.R. 2243, 6397; 9 F.R. 4321, 4319, 9584; 10 F.R. 103)

Issued this 12th day of June 1945.

C. W. KITCHEN,
Director of Marketing Services.



War Food Administration,
Summary to WFO 22-9, Amendment 2.

The War Food Administration has amended WFO 22-9 to increase the total

set-aside for canned peas from 40 to 43 percent. The increased set aside, made necessary by greater needs of the armed services, is effective June 14, 1945.

DEC 3 1945

AMDT. 3
JUNE 29, 1945

[WFO 22-9, Amdt. 3]

PART 1425—CANNED AND PROCESSED FOODS

CANNED VEGETABLES, AND CANNED VEGETABLE JUICES, REQUIRED TO BE SET ASIDE DURING 1945

War Food Order No. 22-9, as amended (10 F.R. 1260, 5761, 7155), is hereby further amended to read as follows:

§ 1425.11 *Quota restrictions and allocations*—(a) *Definitions*. (1) Each term defined in War Food Order No. 22, as amended, shall, when used herein, have the same meaning as set forth for such term in said War Food Order No. 22, as amended.

(2) "Quota period" means, with respect to sauerkraut, the period from September 1, 1945, to August 31, 1946, both inclusive; and, with respect to all other products required to be set aside pursuant to this order, the period from January 1, 1945, to December 31, 1945, both inclusive.

(3) "Base period" means: (i) with respect to sauerkraut, the period from September 1, 1941, to August 31, 1942, both inclusive; (ii) with respect to sweet potatoes, the period from January 1, 1941, to December 31, 1941, both inclusive; and (iii), with respect to all other products required to be set aside pursuant to this order, the period from January 1, 1943, to December 31, 1944, both inclusive.

(4) "Base pack" means: (i) when applied to sauerkraut or sweet potatoes, the total amount, by net weight, of all types, styles, varieties, and grades canned by the respective canner during the base period; and (ii), when applied to each canned food, other than sauerkraut or sweet potatoes, listed in Column A of Table I, which table is attached hereto and is by this reference made a part of this order, one-half the total amount, by net weight, of all types, styles, varieties, and grades of such food canned by the respective canner during the base period: *Provided*, That if the respective canner canned any particular food, other than sauerkraut or sweet potatoes, listed in said Column A of Table I during only one of the two calendar years of the base period, his base pack for that food shall be his total pack, by net weight, of such food during the said calendar year of the base period in which he canned the said food. In the event a canner has no base pack for any product covered under this order, the set-aside percentage prescribed for such product shall be applied against his production thereof for the quota period, in the manner prescribed in paragraph (c) (1) (iii) hereof.

(b) *Applicability of this order*. The terms and conditions of this order shall be applicable to all canned vegetables, and all canned vegetable juices, listed in said Column A of Table I which are packed during the quota period in any of the 48 States of the United States or the District of Columbia.

(c) *Set-aside requirements*—(1) *Quantity to be set aside*. Each canner

who packs, during the quota period, any canned vegetable or vegetable juice specified in said Column A of Table I shall set aside and hold for sale and delivery to a Government agency out of his quota period pack of each such product a quantity computed as follows:

(i) If he packed such product in the base period, a quantity obtained by (a) multiplying his base pack thereof by the applicable percentage set forth in Column D of said Table I, or (b) taking his entire quota period pack of such product, whichever amount is the lesser;

(ii) If he packed such product in the base period, and his quota period pack is more than twice as great as his base pack, all that part of his quota period pack which exceeds twice the amount of his base pack shall be set aside in addition to the quantity computed under (i) above;

(iii) If he did not pack such product in the base period, a quantity obtained by multiplying his quota period pack by the applicable percentage set forth in Column D of said Table I. Each such canner shall, prior to packing such product, notify the Director, by letter, of his intention to do so, and shall state in such letter how much of each such product he expects to pack in the quota period.

(2) *Exceptional circumstances*. Each canner who, pursuant to the provisions of this order, is required to set aside any product listed in said Column A of Table I shall be deemed to have met the set-aside requirements of this order if he sets aside the entire quantity of the respective product which is in his possession on the effective date of this order, plus the quantity of such product which he packs during the quota period after this order becomes effective, even though such amount is less than the quantity of the respective product required to be set aside by the provisions of this order as set forth hereinabove.

(3) *Preference grades*. Not less than two-thirds of the total quantity of each product set aside hereunder shall be of the first preference grade, as specified in said Table I, unless the canner's quota period pack of the first preference grade is insufficient therefor, in which event his entire quota period pack of the first preference grade shall be set aside. Any balance remaining to be set aside shall be of the second or third preference grades as specified in said Table I: *Provided*, That the canner's full quota period pack of the second preference grade must be set aside before any part of his pack of third preference grade may be applied against the required set-aside. If any balance then remains to be set aside, such balance shall be in such grades packed by the canner as may be specified by the Director.

(4) *Types of containers*. In the event a canner packs a canned product covered hereunder partly in tinplate containers and partly in glass containers, the portion to be set aside for Government agency from the several preference

grades of such product in accordance with the provisions of (c) (1), (2) or (3) hereof shall be that which is packed in tinplate to the extent that the respective grades are so packed in tinplate by such canner; and the particular product packed by such canner in glass containers shall be set aside from any such first preference grade only in the event and to the extent necessary to meet any such deficiency when there is not enough of the respective product of that preference grade packed by such canner in tinplate to meet the set-aside requirements for such grade.

(5) *Sizes of containers*. Within the limits of, and subject to the restrictions set forth in (c) (1), (2), (3), and (4) hereof, and to the extent that such quantity is available from the particular canner's pack, a minimum of one-third and a maximum of two-thirds (except with the consent of the particular procuring Government agency) of the quota of any canned product for Government agency shall be set aside in the largest can size specified for that product in Column I of said Table I to the extent that the product is packed by the respective canner in such largest can size in the respective preference grades, and the remainder, if any, of the set-aside quota for such canned product shall be in the other can sizes, if any, specified in Column I of said Table I: *Provided*, That the portion of the set-aside quantity of the canned product represented by the contingency reserve percentage for such product shown in Column C of said Table I may, at the option of the particular canner, be packed and set aside in any can size which he may have available.

(d) *Reports*. The reports required by § 1425.1 (c) of War Food Order No. 22, as amended, shall be submitted on form OMS-140 (formerly FDA-685). The reports shall be submitted to the Director within 15 calendar days after the completion of the pack.

(e) *Purchase, inspection, and specifications*. The Army of the United States is hereby allocated the quotas prescribed herein for Government agency, and the Army may purchase said quotas for its own account or for the account of other Government agencies whenever it has agreed with such agencies to do so. The Army and the Office of Marketing Services, respectively, are authorized to inspect and grade such canned foods pursuant to § 1425.1 (d) of War Food Order No. 22, as amended. The Army is further authorized to issue specifications at any time with regard to the processing, packing, containers, container treatment, can marking, labeling, boxing, and strapping of such canned foods pursuant to § 1425.1 (b) (5) of War Food Order No. 22, as amended.

(f) *Provisions of War Food Orders No. 22-4, as amended, and 22-6, as amended, not affected*. The provisions of this order shall not be considered as rescinding or modifying the provisions of War Food Order No. 22-4, as amended (8 F.R.

8573, 11590; 10 F.R. 103), or the provisions of War Food Order No. 22-6, as amended (9 F.R. 1824, 6497, 10927; 10 F.R. 103)

(g) *Effective date.* This order shall be effective as of 12:01 a. m., e. w. t., June 30, 1945. With respect to violations, rights accrued, liabilities incurred, or appeals taken under said War Food Order No. 22-3, as amended, prior to the effective time of this amendment, all of the provisions of said War Food Order

No. 22-9, as amended, in effect prior to the effective time of this amendment shall be deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, appeal, right or liability.

NOTE: All reporting requirements of this order have been approved by, and subsequent reporting and record-keeping requirements will be subject to the approval of,

Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 3 F.R. 3807; E.O. 9334, 3 F.R. 5423; E.O. 9393, 3 F.R. 14783; WFO No. 22, as amended, 3 F.R. 2243, 6397; 9 F.R. 4321, 4319, 9584; 10 F.R. 103)

Issued this 29th day of June 1945.

C. W. KITCHEN,
Director of Marketing Services.

TABLE I.—CANNED VEGETABLES AND CANNED VEGETABLE JUICES

A	B	C	D	E	F	G	H	I
Product	Percentage of base pack			Type, style variety (sequence does not denote preference)	Grade preference			Can size
	Specific Reserve	Contingency reserve	Total (cols. B and C)		First	Second	Third	
Asparagus.....	61	*4	65	All green or culturally bleached.	Fancy cut.....	Fancy spear.....		10-2 1/2-2.
Beans, lima.....	23	*3	36	Fresh	Extra std.....	Top std. ³	Fancy.....	10-2.
Beans, snap.....	43	*7	50	Green, cut, wax, cut	Extra std.....	Top std. ³	Fancy.....	10-2 1/2-2.
Beets.....	46	*6	52	Cut, quartered, diced, sliced	Fancy.....	Top std. ⁴		10-2 1/2-2.
Carrots.....	55	*10	65	Diced	Fancy.....	Top std. ⁴		10-2 1/2-2.
Corn, sweet ²	38	*6	44	White, yellow, cream style, whole kernel	Fancy.....	Extra std	Top std. ¹	10-2-12 oz.
Peas.....	38	*5	43	Alaska 3, 1, sieve: sweet 3-sieve and larger, ungraded. Whole pieces and mashed	Extra.....	Top.....	Fancy.....	10-2.
Potatoes, sweet.....	41	*6	47		Standard.....			2 1/2-2.
Pumpkin or squash.....	40	*6	46		Fancy.....	Top std. ¹		2 1/2.
Sauerkraut.....	63	*7	70		Fancy.....	Top std. ¹		10-2 1/2.
Spinach.....	70	*7	77		Fancy.....	Top std. ¹		10-2 1/2-2.
Tomatoes.....	55	*8	63		Extra std.	Top std. ³	Fancy.....	10-2 1/2-2.
Tomato catsup.....	41	*6	47		Fancy 29-33% solids.	Fancy 33% solids or over.	Fancy 25-29% solids.	10-3 cyl.-2 1/2-2; 14 oz. glass or larger.
Tomato juice.....	21	*6	27		Fancy.....			10-3 cyl.-2.
Tomato puree.....	19	*3	22	Heavy (minimum specific gravity—1.045).	Fancy.....			10.
Tomato paste.....	25	*3	28		Fancy.....			10-2 1/2-2-6 oz.

¹ Top standard means 70-74 inclusive as defined in terms of U. S. grades.

² Top standard means 50-54 inclusive as defined in terms of U. S. grades.

³ Full inside enamel cans required. Number 10 cans to be used for whole kernel only.

*Indicates that Government intends to purchase all of contingency reserve in addition to the specific reserve.

CHANGES IN CANNED VEGETABLE SET-ASIDE ANNOUNCED BY WFA

War Food Administration,
Summary to WFO 22-9 Amendment 3.

Changes announced today by the War Food Administration in the percentages of canned vegetables required to be set-aside by processors under WFO 22-9 will make available to civilians more commercially canned vegetables than was originally planned for this year. However, the total supply will be less than civilians received last year and the WFA urged consumers to continue full use of all victory gardens and to preserve as many vegetables for home use as possible.

In light of the tight civilian supplies of food, the Army has adjusted its proposed increases for canned vegetable requirements in order that civilians could have a larger share of the total 1945 pack. Under the new set-aside percentages for canned vegetables, authorized under Amendment 3 to WFO 22-9, civilians will receive 103,200,000 cases from the 1945 pack, which is approximately 19 percent less than they received last year.

This year carry-over of commercial stocks are materially smaller, the WFA said, and civilians will have to rely on the 1945 pack for the major share of their supply of commercially-canned vegetables.

New pack vegetable items will soon be available thru regular trade channels beginning with asparagus and spinach, which have been packed; and other vegetables which will follow as the season progresses.

In addition to the revised set-aside percentages the order has been amended to include sweet potatoes.

It also clarifies the set-aside provision for preference grades which are fully as important as the quantity of each item set-aside for Government purchase.

The order further provides that the portion of a canner's pack representing the difference between the set-aside requirements of table I and 200 percent of his quota pack is available for civilians. All quantities of each item packed over

200 percent of a canner's quota must be held for Government purchase in addition to the set-aside percentage requirements of table I.

The revised set-aside percentages follow:

Commodity	Base pack (million cases)	New percentages required (including contingency reserves)	Old percentages required (including contingency reserves)
Asparagus.....	4.0	65	65
Beans, lima.....	1.7	36	40
Beans, snap.....	21.6	50	52
Beets.....	7.4	52	54
Carrots.....	3.1	95	107
Corn, sweet.....	26.7	44	39
Peas.....	34.0	43	43
Pumpkin.....	2.6	46	34
Sauerkraut.....	7.8	70	52
Spinach.....	8.3	77	77
Sweet potatoes.....	2.4	47	
Tomatoes.....	28.8	63	66
Tomato catsup.....	9.2	47	53
Tomato juice.....	26.7	27	47
Tomato puree.....	9.5	22	18
Tomato paste.....	4.3	28	27

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DEPARTMENT OF AGRICULTURE

[WFO 22-9, Amdt. 4]

PART 1425—CANNED AND PROCESSED FOODS

CANNED VEGETABLES, AND CANNED VEGETABLE JUICES, REQUIRED TO BE SET ASIDE DURING 1945

War Food Order No. 22-9, as amended (10 F.R. 1260, 5761, 7155, 8199), is hereby further amended by deleting Table 1 attached thereto and inserting, in lieu thereof, Table 1 attached hereto.

The provisions of this amendment shall become effective at 12:01 a. m., e. w. t., August 5, 1945. With respect to violations, rights accrued, liabilities incurred, or appeals taken under said War Food Order No. 22-9, as amended, prior to the effective time of the provisions hereof, the provisions of the said War Food Order No. 22-9, as amended, in effect prior to the effective time of the provisions hereof shall be deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; E.O. 9577, 10 F.R. 8087; WFO No. 22, as amended, 8 F.R. 2243, 6397; 9 F.R. 4321, 4319, 9584; 10 F.R. 103)

Issued this 3d day of August 1945.

[SEAL] C. W. KITCHEN,
Director of Marketing Services.

TABLE I.—CANNED VEGETABLES AND CANNED VEGETABLE JUICES

A	B	C	D	E	F	H	H	I
Product	Percentage of base pack			Type style variety (sequence does not denote preference)	Grade preferences			Can size
	Specific reserve	Contingency reserve	Total (cols. B and C)		First	Second	Third	
Asparagus.....	61	*4	65	All green or culturally bleached.	Fancy cut.....	Fancy spear.....		10-2½-2.
Beans, lima.....	31	*3	34	Fresh.....	Extra Std.....	Top Std. ³	Fancy.....	10-2.
Beans, snap.....	43	*7	50	Green, cut; wax, cut.....	Extra Std.....	Top Std. ³	Fancy.....	10-2½-2.
Beets.....	40	*6	46	Cut, quartered, diced, sliced.	Fancy.....	Top Std. ⁴		10-2½-2.
Carrots.....	85	*10	95	Diced.....	Fancy.....	Top Std. ⁴		10-2½-2.
Corn, sweet ⁵	36	*6	42	White, yellow, cream style, whole kernel.	Fancy.....	Extra Std. ³	Top Std. ³	10-2-12 oz.
Peas.....	33	*5	38	Alaska 3, 4 sieve; sweet 3-sieve and larger, ungraded.	Extra Std.....	Top Std.....	Fancy.....	10-2.
Potatoes, sweet.....	41	*6	47	Whole pieces and mashed.	Std.....			2½-2.
Pumpkin or squash.....	38	*6	44		Fancy.....	Top Std. ⁴		2½.
Sauerkraut.....	33	*7	40		Fancy.....	Top Std. ⁴		10-2½.
Spinach.....	69	*7	76		Fancy.....	Top Std. ⁴		10-2½-2.
Tomatoes.....	55	*8	63		Extra Std.....	Top Std. ³	Fancy.....	10-2½-2.
Tomato catsup.....	31	*6	37		Fancy 29-33% solids.....	Fancy 33% solids or over.	Fancy 25-29% solids.....	10-3 cyl. 2½-2; 14 oz. glass or larger.
Tomato juice.....	10	*6	16		Fancy.....			10-3 cyl.-2.
Tomato puree.....	0	0	0					
Tomato paste.....	25	*3	28		Fancy.....			10-2½-2-6 oz.

³ Top standard means 70-74 inclusive as defined in terms of U. S. grades.

⁴ Top standard means 80-84 inclusive as defined in terms of U. S. grades.

⁵ Full inside enamel cans required. Number 10 cans to be used for whole kernel only.

* Indicates that Government intends to purchase all of contingency reserve in addition to the specific reserve.

U. S. Department of Agriculture Summary to WFO-22-9 Amendment 4

CANNED VEGETABLE SET ASIDES REDUCED

Substantial reductions during July in Government requirements for canned vegetables will permit civilians to have 10 million cases more from the 1945 pack of the principal vegetables than previously allocated, the U. S. Department of Agriculture announced today.

In announcing the reductions in percentages for canned vegetables required to be set aside by processors for purchase by Government agencies under WFO 22-9, the USDA stated that these reductions would make available to civilian markets approximately 113 million cases from the 1945 pack.

The reductions in set asides were contained in Amendment to WFO 22-9, effective August 5, 1945 which provides for the following percentage set aside

changes: for lima beans, a reduction from 36 to 34; for beets, 52 to 46; for sweet corn, 44 to 42; for peas, 43 to 38; for pumpkin, 46 to 44; for sauerkraut, 70 to 40; for spinach, 77 to 76; for tomato catsup, 47 to 37; and for tomato juice, 27 to 16. Because the supply of tomato puree required by the Government can be obtained by purchases in the open market, the percentage for tomato puree has been reduced from 22 to zero.

DEPARTMENT OF AGRICULTURE

[WFO 22-9, Amdt. 5]

PART 1425—CANNED AND PROCESSED FOODS
CANNED VEGETABLES, AND CANNED VEGETABLE
JUICES, REQUIRED TO BE SET ASIDE DURING
1945

War Food Order No. 22-9, as amended (10 F.R. 1260, 5761, 7155, 8199, 9706), is hereby further amended by deleting Table 1 attached thereto and inserting, in lieu thereof, Table 1 attached hereto.

The provisions of this amendment shall become effective at 12:01 a. m., e. w. t.,

August 24, 1945. With respect to violations, rights accrued, liabilities incurred, or appeals taken under said War Food Order No. 22-9, as amended, prior to the effective time of the provisions hereof, the provisions of the said War Food Order No. 22-9, as amended, in effect prior to the effective time of the provisions hereof shall be deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with regard to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; E.O. 9577, 10 F.R. 8087; WFO No. 22, as amended, 8 F.R. 2243, 6397; 9 F.R. 4321, 4319, 9584; 10 F.R. 103, 126)

Issued this 23d day of August 1945.

[SEAL]

C. W. KITCHEN,
Assistant Administrator,
Production and Marketing
Administration.

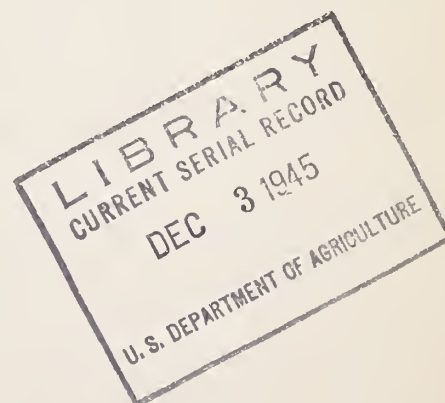
TABLE I—CANNED VEGETABLES AND CANNED VEGETABLE JUICES

A	B	C	D	E	F	G
Product	Percent- age of base pack	Type style variety (sequence does not denote preference)	Grade preferences			Can size
			First	Second	Third	
Asparagus.....	65	All green or culturally bleached.....	Fancy cut.....	Fancy spear.....	.....	10-2½-2.
Beans, lima.....	0	Fresh.....	Extra std.....	Top std. ¹	Fancy.....	10-2.
Beans, snap.....	28	Green, cut; wax cut.....	Extra std.....	Top std. ¹	Fancy.....	10-2½-2.
Beets.....	27	Cut, quartered, diced, sliced.....	Fancy.....	Top std. ².....	.....	10-2½-2.
Carrots.....	44	Diced.....	Fancy.....	Top std. ².....	.....	10-2½-2.
Corn, sweet ³	19	White, yellow, cream style, whole kernel.....	Fancy.....	Extra std.....	Top std. ¹	10-2-12 oz.
Peas.....	18	Alaska 3, 4 sieve; sweet 3-sieve and larger, ungraded.....	Extra std.....	Top std. ¹	Fancy.....	10-2.
Potatoes, sweet.....	36	Whole pieces and mashed.....	Std.....	.....	.....	2½-2.
Pumpkin or squash.....	26	.....	Fancy.....	Top std. ².....	.....	2½.
Sauerkraut.....	24	.....	Fancy.....	Top std. ².....	.....	10-2½.
Spinach.....	47	.....	Fancy.....	Top std. ².....	.....	10-2½-2.
Tomatoes.....	36	.....	Extra std.....	Top std. ¹	Fancy.....	10-2½-2.
Tomato catsup.....	12	.....	Fancy 29-33% solids.....	Fancy 33% solids or over.....	Fancy 25-29% solids.....	10-3 cyl. 2½-2; 14 oz. glass or larger.
Tomato juice.....	0	.....	Fancy.....	.....	.....	10-3 cyl.-2.
Tomato puree.....	0	.....	.....	.....	.....	.....
Tomato paste.....	22	.....	Fancy.....	.....	.....	10-2½-2-6 oz.

¹ Top standard means 70-74 inclusive as defined in terms of U. S. grades.

² Top standard means 80-84 inclusive as defined in terms of U. S. grades.

³ Full inside enamel cans required. -Number 10 cans to be used for whole kernel only.



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OCT. 5, 1945

[WFO 22-9, Amdt. 6]

**PART 1425—CANNED AND PROCESSED FOODS
CANNED VEGETABLES, AND CANNED VEGETABLE
JUICES, REQUIRED TO BE SET ASIDE DURING
1945**

War Food Order No. 22-9, as amended (10 F.R. 1260, 5761, 7155, 8199, 9706, 10419, 10421), is hereby further amended as follows:

1. By deleting from Column B of Table I, opposite the word "Tomatoes" in Column A of said table, the figure "36" and inserting, in lieu thereof, the figure "16."

2. By deleting from Column A of Table I, the words "Asparagus," "Beans, lima," "Beans, snap," "Beets," "Carrots," "Corn, sweet," "Peas," "Potatoes, sweet," "Pumpkin or squash," "Sauerkraut," "Spinach," "Tomato catsup," "Tomato juice," "Tomato puree," and "Tomato paste," and by deleting all figures opposite such words in Columns B and G of said Table I, as well as all provisions opposite such words in Columns C, D, E, and F of said Table I. All such canned vegetables and canned vegetable juices which have been set aside or were re-

quired to be set aside pursuant to the provisions of the said War Food Order No. 22-9, as amended, but not purchased by the Army of the United States at the effective time of this amendment are hereby released, as of the effective time of this amendment, from all restrictions of the said War Food Order No. 22-9, as amended.

3. By deleting the provisions of § 1425.11 (c) (1) (ii), and by renumbering § 1425.11 (c) (1) (iii) so as to read § 1425.11 (c) (1) (ii).

4. By deleting the provisions of § 1425.11 (d) and inserting, in lieu thereof, the following:

(d) *Reports.* The reports on asparagus, lima beans, snap beans, beets, carrots, sweet corn, peas, sweetpotatoes, pumpkin or squash, sauerkraut, spinach, tomatoes, tomato catsup, tomato juice, tomato puree, and tomato paste, required by § 1425.1 (c) of War Food Order No. 22, as amended, shall be submitted on form OMS-140 (formerly FDA-685). The reports shall be submitted to the Assistant Administrator within 15 calendar days after the completion of the pack.

The provisions of this amendment shall become effective at 12:01 a. m., e. s. t., October 8, 1945. With respect to violations, rights accrued, liabilities incurred, or appeals taken under the said War Food Order No. 22-9, as amended, in effect prior to the effective time of the provisions hereof, the provisions of the said War Food Order No. 22-9, as amended, in effect prior to the effective time of the provisions hereof shall be deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; E.O. 9577, 10 F.R. 8087; WFO No. 22, as amended, 8 F.R. 2243, 6397, 9 F.R. 4321, 4319, 9584, 10 F.R. 103, 126, 10419, 11379)

Issued this 5th day of October 1945.

[SEAL]

C. W. KITCHEN,
Assistant Administrator,
Production and Marketing
Administration.

